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ANNO SECVNDO
ET TERTIO EDOVARDI
SEXTI.

ACTES

made in the Session of this present parliament, holden vpon prorogacion at Westminster the fourth daie of Nouember, in the second yere of oure moste drad souereigne Lorde Edward the VI. by the grace of God kyng of England, Fraunce, and Irelande, defendor of the faith, and of the churche of England and also of Ireland, in yearth the supreme hed: and there continued & kept to the .xiiii. daie of Marche, in the .iii. yere of oure saied souereigne lorde, as foloweth.

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An act for the vniformitie of Seruice, and administracion of the Sacramentes, throughout the Realme.

Where of long tyme there hath been had, in this realme of England, & in Wales, diuerse fourmes of common praier, commonly called the seruice of the Churche: that is to saie, the vse of Sarr, of Yorke, of Bangor, and of Lincolne: And beside the same, nowe of late, muche more diuerse and sondry fourmes and fashions, haue been vsed in the Cathedrall and Parishe Churches of Englande and Wales, aswell concerning the Matins or morning praier, and the Euensong, as also concerning the holy Communion, commonly called the Masse, with diuerse and sundery Rytes and Ceremonies concerning the same, and in the administracion of other Sacramentes of the Churche: and as the doers and executors of the said rites and Ceremonies, in other fourme then of late yeres they haue been vsed, wer pleased therwith: So other not vsing the same Rites and Ceremonies, wer therby greatly offended. And albeit the kynges maiestie, with the aduise of his moost entierly beloued vncle the lorde Protector, and other of his highnes counsaill, hath heretofore diuerse times assayed, to staie innouacions, or newe rites concerning the premisses: yet the same hath not had suche good successe, as his highnes required in that behalf, wherupon his highnes by the moost prudent aduise aforesaied, being pleased to beare with the frailtie, and weakenes of his subiectes in that behalf, of his greate clemencie hath not been onely contet, to abstaine from punishment of those, that haue offended in that behalf, for that his highnes taketh that they did it of a good zeale: But also to the intent a vniforme, quiet, and godly order should be had, concerning the premisses, hath appointed Tharchebishop of Cantorbury, and certain of the moost learned and discrete Bishoppes, and other learned me of this realme, to consyder and ponder the premisses, and thereupon hauing aswell eye and respect, to the moost sincere and pure christian Religion taught by the scripture, as to the vsages in the primatiue Churche, should drawe and make one conuenient and mete order, rite and fashion of common and open praier, and administracion of the Sacramentes, to be had and vsed in his maiesties realme of Englande, and in Wales: The whiche at this tyme, by the aide of the holy ghost, with one

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vnifoꝛme agrement, is of theim concluded, ſetfurth and deliuered to his highnes, to his greate comfoꝛt and quietnes of mynde, in a booke entitled, The Booke of the common praier, and adminiſtracio of the Sacramẽtes, and other Rites and Ceremonies of the Churche, after the vſe of the Churche of Englande. Wherfoꝛe, the Loꝛdes Spirituall and Temporall, and the Commons in this preſent Parliament aſſembled, conſideryng aſwell the mooſt Godly trauell of the kinges highnes, of the loꝛde Pꝛotectoꝛ, and other of his highnes counſayll, in gatheryng and collectyng thelaid Archebiſhop, Biſhoppes, and learned men together, as the Godly Pꝛaiers, Oꝛders, Rites, and Ceremonies, in theſaied boke mencioned, and the conſideracions of alteryng thoſe thynges, whiche bee altered, and reteinyng thoſe thynges, whiche be reteigned in thelaid boke: but alſo the honoꝛ of God and greate quietnes, whiche by the grace of God ſhall enſue vpon the one and vnifoꝛme tyte and oꝛdꝛe, in ſuche cõmon pꝛaier and Rites, and externe Ceremonies, to bee vſed thꝛoughout England, and in Wales, at Calice and the marches of theſame, do geue to his highnes, moſte hartie and lowly thãkes foꝛ theſame, and humbly pꝛaien, that it may bee oꝛdeined and enacted by his mateſtie, with the aſſent of the loꝛdes and commons, in this preſent Parliamẽt aſſembled and by thauctheꝛitie of theſame, that all and ſyngulet perſone and perſons, that haue offended concernyng the pꝛemiſſes othet then ſuche perſone and perſones, as now be, and remain in ward in the towet of London, oꝛ in the Fleete, maie be pardoned therof, and that all and ſyngulet miniſters, in any Cathedꝛall oꝛ Paryſhe Churche, oꝛ other place within this realme of Englande, Wales, Calice, and marches of theſame, oꝛ other the kynges dominions, ſhall fꝛom and after the feaſt of pentecoſte next comming, be bounden to ſaie and vſe the Mattins, Euenſong, celebꝛacion of the Loꝛdes ſupper, commonly called the Maſſe, and adminiſtracion of eche of the Sacramentes, and all theit common and open pꝛaier, in ſuche oꝛdꝛe and fourme, as is mencioned in theſaied boke, and none other oꝛ otherwiſe. And albeit that theſame be ſo godly and good, that thei geue occaſion to euery honeſt and confoꝛmable man, moſt willyngly to enbꝛace theim: yet leſt any obſtinate perſone, who willyngly would diſturbe ſo Godly oꝛdꝛe and quiet in this realme, ſhould not go vnpuniſhed: that it maie alſo be oꝛdeined and enacted, by thauctheꝛite afoꝛeſaied, that if any maner of Perſon, Vicar oꝛ other, whatſoeuer miniſter that ought oꝛ ſhould, ſyng oꝛ ſaie common Pꝛaier, mencioned in theſaied boke, oꝛ miniſter the Sacramentes, ſhall after theſaied feaſt of Pentecoſt next commyng, refuſe to vſe theſaied common pꝛaiers, oꝛ to miniſter the Sacramentes, in ſuche Cathedꝛall oꝛ Pariſhe Churche, oꝛ other places as he ſhould vſe oꝛ miniſter theſame, in ſuche oꝛdꝛe and fourme, as they be mencioned and ſet furthe in theſaied boke, oꝛ ſhal vſe wilfully, and obſtinatly ſtandyng in theſame, any other Rite, Ceremony oꝛdꝛe, fourme, oꝛ maner of Maſſe openly oꝛ pꝛiuely, oꝛ Mattins, Euenſong,

ſong,adminiſtracion of the Sacramentes,or other open prayer, then is mencioned and ſet furthe in thesaid boke:(open Prayer in and throughout this Acte, is ment that Prayer vvhich is for other to come vnto, or heare,either,in common Churches or priuate Chapelles or Oratories commōly called the Seruice of the Churche) or ſhall preache, declare, or ſpeake any thyng in the derogacion, or deprauing of theſaied booke, or any thyng therin conteigned,or of any part therof,and ſhalbe therof lawfully conuicted,according to the lawes of this Realme, by verdite of.xii. men,or by his awne confeſſion, or by the notorious euidence of the facte, ſhall loſe and forfet to the kynges highnes,his heires and ſucceſſors, for his firſt offence,the profite of ſuche one of his ſpiritual benefices or promocions,as it ſhall pleaſe the kynges highnes,to aſſigne or appoinct,commyng and aryſyng in one whole yere next after his conuiccion. And alſo that theſame perſone ſo conuicted,ſhal,for theſame offence ſuffre emprſonmēt,by the ſpace of.vi.monethes,without baile or mainprſe. And if any ſuche perſone,once conuict of any offence concerning the premiſſes, ſhal after his firſt conuiccion eftſones offende,and be thereof in fourme aforeſaied,lawfully conuicte,that then theſame perſone,ſhall for his ſecond offence ſuffre enprſonment, by the ſpace of ōne whole yere,and alſo ſhall therefore be deprſiued *ipſo facto* of all his ſpirituall promocions, and that it ſhalbee lawfull to all patrons,donors,grauntees, of all and ſinguler theſame ſpirituall promocions,to preſent to theſame any other able clerke,in like maner and fourme,as though the partie ſo offēdyng were ded. And that if any ſuche perſone or perſones, after he ſhalbe twiſe conuicted in fourme aforeſaied,ſhall offende againſt any of the premiſſes the third tyme,and ſhalbe thereof in fourme aforeſaid lawfully conuicted,that then the perſone ſo offending,and conuicted the third tyme, ſhall ſuffre enprſonment during his lyfe. And if the perſone that ſhall offende,and be conuict in fourme aforeſaid, concerning any of the premiſſes ſhall not bee benefited,nor haue any ſpirituall promocion, that then theſame perſone ſo offendyng and conuict,ſhall for the firſt offence ſuffre imprſonment during ſyxe monethes,without baile or mainprſyſe. And if any ſuche perſon,not hauing any ſpirituall promocion, after his firſt conuiccion,ſhall eftſones offende in any thyng concerning the premiſſes,and ſhall in fourme aforeſaid be thereof lawfully conuicted,that then theſame perſone,ſhall for his ſeconde offence, ſuffre imprſonment during his life.

AND it is ordeigned and enacted, by the aucthoritie aboueſaied, that if any perſone or perſones whatſoeuer, after theſaied feaſt of Pentecoſt next comyng,ſhall in any Enterludes,Plaies,ſonges,Rimes, or by other open wordes declare,or ſpeake any thing,in the derogacion deprauing,or diſpiſyng of theſame boke, or of any thyng therin conteigned,or any part thereof,or ſhall by open fact,dede,or by open threateninges,compell,or cauſe,or otherwiſe procure,or maingtaine any Par-

sone, Vicar, or other Minister, in any Cathedral or Parishe Churche, or in chapel, or in any other place, to syng or say any cõmon and open prayer, or to minister any Sacrament otherwise, or in any other maner or fourme, then is mencioned in the saied booke, or that by any of the saied meanes, shall vnlawfully interrupt or let any Persone, Vicar, or other ministers in any Cathedrall or Parysshe Churche, Chapell, or any other place, to syng or say common and open praier, or to minister the Sacramentes, or any of them, in suche maner and fourme, as is mencioned in the saied booke, that then euery parson beyng therof lawfully conuicted, in fourme abouesaid, shall forfet to the kyng our souereigne lorde, his heires and successors, for the first offence ten pound. And if any person or persons, being once cõuict of any suche offence, eftsones offende against any of the premisses, and shall in fourme aforesaied, be therof lawfully conuict, that then the same person so offending and conuict, shall for the seconde offence, forfet to the king our soueraigne Lorde, his heires and successors. xx. pound. And if any persone after he in fourme aforesaied, shall haue been twise conuict of any offence, concernyng any of the premisses, shall offende the third tyme, and be therof in fourme abouesaied lawfully conuict, that then euery persone so offending and conuict, shall for his third offence, forfet to our souereigne lorde the kyng, al his goodes and cattailes, and shall suffre enprisonment during his lyfe. And if any persone or persones, that for his first offence concernyng the premisses, shalbe conuict in fourme aforesaied, do not paie the some to be paied by vertue of his conuiccion, in suche maner & fourme, as thesame ought to be paied, within syxe wekes next after his conuiccion, that then euery persone so conuict, and so not payyng thesame, shall for thesame fust offence, in stede of thesaied. x. pound suffre imprisonment, by the space of thre monethes, without baill or mainprise. And if any persone or persones, that for his second offence, concernyng the premisses, shalbe conuict in fourme aforesaied, do not paie the some, to bee paied by vertue of his conuiccion, in suche maner and fourme as thesame ought to be paied, within syxe wekes next after his said second conuiccion, that then euery persone so cõuicted, and not so payyng thesame, shall for thesame second offence, in the stede of thesaid. xx. pound suffre enprisonment duryng syxe monethes, without baill or mainprise.

AND it is ordeined and enacted, by the auctoritie aforesaied, that all and euery Justices of *Oyer and Determiner*, or Justices of assise, shall haue full power and auctoritie in euery of their open and generall sessions, to enquire, heare and determine, all and all maner of offences, that shalbe committed or doen contrary to any article, conteigned in this present act, within the limittes of the commission to them directed, and to make proces for the execution of thesame, as they maie do against any person, being endited before them, of trespasse or lawfully conuicted thereof.

PROVIDED alwaies, and be it enacted by the auctoritie aforesaied,

saied, that all and euery Archebyshop, and Bishoppe, shall or may at al tyme and times, at his libertie and pleasure, ioyne and associate himself by vertue of this acte, to the saied Justices of Oyer and Determiner, or to the saied Justices of Assise, at euery of the saied open and generall Sessions, to be holden in any place within his Dioces, for, and to the inquirie, hearing, and determining, of the offences aforesaied.

PROVIDED alwaies, that it shalbe lefull to any man, that vnderstandeth the Greke, Latin, and Hebrewe toungue, or other straunge tongue, to saie and haue the saied praiers, heretofore specified of Matins and Euensong, in Lattin, or any suche other toungue, saiyng the same priuatly, as they doo vnderstande. And for the further encouraging of learnyng in the toungues, in the Vniuersities of Cambrydge and Oxforde, to vse and exercise in their common and open praier, in their Chapelles (beyng no parish churches) or other places of praier, the Matins Euensong, Letany, and all other praiers. (The holy Communion commonly called the Masse, excepted, prescribed in the saied boke) prescribed in Greke Lattin or Hebrew, any thing in this present act, to the contrary notwithstanding.

PROVIDED also, that it shalbee lawfull for all men, aswell in churches, chapelles, oratories, or other places, to vse openly any Psalme or praier, take out of the Bible, at any due tyme, not letting or omitting thereby the Seruice, or any part therof mencioned in the saied boke.

PROVIDED also, and be it enacted by the aucthoritie aforesaid that the bokes concerning the saied seruices, shall at the costes and charges, of the Parishoners of euery Parishe, and Cathedrall Churche bee attained and gotten, before the feast of Penthecost next folowing, or before, and that all suche Parishe and Cathedrall churche, or other places where the saied bookes shalbe attained and gotten, before the saied feast of Penthecost, shall within thre wekes next after, the saied bokes so attained and gotten, vse the said Seruice, and put the same in vre, according to this act.

AND be it further enacted, by thauctho[r]itie aforesaied, that no persone or persones, shalbee at any tyme hereafter empeached, or otherwise molested, of, or for any of the offences aboue mencioned, hereafter to bee committed or doen, contrary to this act, onlesse he or thei so offending, be therof endited at the next generall Sessions, to bee holden before any suche Justices of Oyer and Determiner, or Justices of Assise next after any offence committed or doen, contrary to the tenor of this act,

PROVIDED alwaies, and bee it ordeined and enacted, by the auctho[r]itie aforesaied, that all and singuler lordes of the Parliament, for the third offence aboue mencioned, shalbe tried by their Peres.

PROVIDED also, and bee it ordeined and enacted, by the auctho[r]itie aforesaied, that the Maior of London, and all other Maiors, Bailifes, and other hed officers, of all and synguler Cities, Borroughes,

and tounes corporate, within this realme, Wales, Calice, and the marches of the same, to the whiche Justices of Assise dooe not commonly repaire, shall haue full power and auctoritie by vertue of this act, to enquire, heare, and determyne the offences abouesaied, and euery of theim perely, within .xv. daies after the feast of Easter, and sainct Michaell the Archangell, in like maner and fourme, as Justices of Assise and Oyer and Determiner maie do.

PROVIDED alwaies, and bee it ordeigned and enacted, by the auctoritie aforesaied, that all and synguler Archebisshoppes and Bysshoppes, and euery of their Chauncellors, Commissaries, Archedeacõs, and other Ordinaries hauing any peculier Ecclesiasticall iurisdiccion, shall haue full power and auctoritie, by vertue of this act, aswell to enquire in their visitacions and Synodes, and els where within their iurisdiccion, at any other tyme and place, to take accusacõs and informacions, of all and euery the thynges aboue mencioned, dooen, committed, or perpetrate, within the limites of their iurisdiccions and auctoritie, and to punisshe the same, by admonicion, excommunicacion, sequestracõ, or depriuacion, and other censures and processe, in like fourme, as heretofore hath been vsed in like cases, by the kynges Ecclesiasticall lawes.

PROVIDED alwaies, and bee it enacted, that what soeuer persone offending in the premisses, shall for the first offence receiue punisshment of the Ordinarie, hauing a testimonial therof, vnder the saied Ordinaries seale, shall not for the same offence eftsones be conuicted before the iustices: and likewise receiuing for the said first offence, punisshment by the iustices, he shall not for the same offence, eftsones receiue punisshment of the Ordinary, any thyng conteigned in this act to the contrary notwithstanding.

¶ The.ii. Chapiter.

An act, touching the true seruice of Capitaines and Souldiours.

WHere before this tyme, diuerse of the kynges maiesties louyng and obedient subiectes, accordyng to their bounden dueties, haue assigned, appoynted and sent further, aswell in the parties beyonde the seas, and to the seas; as also into Scotlande and other places, diuerse bothe within this realme, and without this realme, many able persones or souldiors, well furnisshed with good Horsses and Harneses, mete to serue the kyng inwarres, to their great charges and costes: yet some of the said souldiors so sent, do serue contrary to their said Masters expectacion, and contrary to their bounden dueties to the kynges hyghnes, haue solde, lost, exchaunged, or altered their Masters horsse and Harnes, or otherwyse by deceipt or coyen conuerted the same: By meane

meane wherof the kynges highnes, hath not onely been destitute of the same souldiors in tyme of nede, but also the owners of the saied horses and harnes, who sent theim thether, haue been vntruly deceiued of their horses and harneses, being thereby lesse able to returnish other the like souldiors with horse and harneses at suche tyme as they shalbe thereunto commaunded by the kynges highnes. And sometime the Capitaines of suche souldiors departed, haue demaunded, had and taken of the kynges highnes, wages for the same souldiors so departed, by meane wherof, the kynges maiestie hath sustened and borne great paymentes, and yet his maiestie hath not been truly serued for the same, not lytle to the displeasure of the kyng, and to the great charge of the poore subiectes, beyng commaunded to set furth suche souldiors: For remedy wherof, bee it enacted by the kyng our souereigne Lorde, with the assent of the Lordes Spirituall and Temporall, and the Commons in this present parliament assembled, and by the authoritie of the same, that if any souldior hereafter seruing the kyng in his warres, in any his dominions, or on the seas, or beyond the seas, or in Scotlande, after the first date of Aprill next comming, do sell, geue awaie or wilfully purlome, or otherwise exchaunge, alter, or put awaie any horse, Geldyng or Mare, or any harnes wherewith he shalbee set furthe, that then euery suche souldior so offending, vpon due proffe or testimony, to bee taken before the Lieutenaunt, high Admirall, the kynges deputie, viceadmirall, Wardein or capitain, and in their absence before any of their deputies, shalbee imprisoned by the same Lieutenaunt, or any other before named, there to remain without baill or mainprise, vntyll he haue satisfied the partie, owner of the Horse, Geldyng, Mare or Harnes, so by him solde, purloined, exchaunged, wylfully lost, altered or otherwise made awaie. And if suche souldior so offending, fortune to escape from the lieutenaunt, and other the foresaid persons, without the punishment and restitucion aforesaid, that then the same souldior, vpon complaint made by the partie greued, or his executors or administrators, vpon due proffe therof to bee made to any Justice or Justices of Peace, in the parties where suche souldior so offenoing shalbe found, shalbe by suche Justice or Justices committed to Ward, there to remain without baill or mainprise, vntyll he haue satisfied the partie greued, his executors or administrators, of, and for suche Horses, Geldynges, or Mares and Harnes, so by any suche souldior wilfully lost, exchaunged, altered, or otherwise purloyned.

PROVIDED alwaie, that if the saied souldior, bring any sufficient warraunt or testimony, before the saied Justice, from the saied lieutenaunt, or any of the persons aboue named in writyng, vnder the seale of any of theim, testifyng that the same Horse or Harnes, were lost in the kinges seruice, against the wyl of the said souldior, or that the same horse or Harnes, was taken by the saied lieutenaunt, or any of thothers before named, from the saied souldior, for any reasonable respect, and appoynt-

ted

ted to some other, to serue in the place and stede of the said souldior: that then euery suche souldior, not bringyng to the owner the said Horse and Harnes shalbe discharged thereof, against the owner thereof. And that then euery suche souldior to whom the said Horse or Harnes shalbe appointed, as is aforesaid, not bringing home to the owner, the said Horse and harnes, after he shalbe discharged, to suffre like pain as is aforsaid

AND be it also further enacted, by the aucthoritie aforesaid, that if any souldior serung as is aforesaid, depart without licence of the lieutenant, or any of the other aboue named, with bothe or otherwise beyng in the enemies countrey, or els where in the kinges seruice, or out of any Garrison, where he or they shalbe appoynted to serue, that then euery suche souldior, so departing without licence, to be taken and iudged as a felon, and to bee executed as in case of Felony, without hauing any aduauntage of his Clergie or Sanctuary, and that the iustices of euery Shire, where any suche souldior shalbe taken, shall haue full power to enquire, heare and determine, all and euery the said offences, concernyng euery suche departure, as they do and may in other cases of Felony, committed in the Shire, where suche souldior shalbe taken.

AND be it also further enacted, by the aucthorite aforesaid, that if any Commissioner or Captain, to whom the kyng shall direct his commaundement, by Commission or letters, for the leuiyng or settyng furth of any men, to serue the kyng in his warres, shall at any tyme after the said first date of Aprill, for any gain, rewarde, or other lucre, discharge any persone or persones, by him appointed to serue the kyng, as a Capitain, souldior, or Pioner, of his seruice so appointed, and doo assigne any other persone or persones in his or their stede, for any lucre or gain, as is aforsaid: that then euery Commissioner, or other persone so offendyng shall forfeit to the kyng, for euery suche defaut, of euery manne so discharged, xx. pound to be leuied of his goodes and cattalles.

AND be it also enacted, by thauctoritie aforesaid, that if any Capitain beyng appoynted to haue the ordre of any nombre of souldiors, vnder any other higher officer, doo for any cause licence any souldior in his retinue, to depart frō the felde or fortresse, where they shalbe appointed to serue, without the especiall assent and licence in writyng of the lieuetenaunt, or the others before named, shall forfeit and lose for euery suche souldior, so by hym licensed to depart, xx. pound to be leuied as is aforesaid, to the vse of the kyng.

AND be it also enacted, by the aucthoritie aforesaid, that if any lieuetenaunt, or any other before named, hauing the ordre of any nombre of souldiors, seruing as is aforesaid, vpon the sea or lande, doo at any tyme after the said first date of Aprill demaunde, receiue, or take of the kinges highnes, or any of his threasurers, any wages for any more souldiors, then serued in such maner and forme, as the wages was paied for or for any mo dates then suche souldiors serued, or doo not note the date

of euery ſouldiozs entrie into wages, and daie of his death and departure, and deliuer theſame to ſuch threaſurers, as ſhall pate theſaied wages, euery moneth in writing, ſo as the truthe of the nombze of the ſouldiozs, maie appere to the Kynges Threaſaurer, and Maiſter of the kynges Hyullers, foz the tyme beyng in that behalfe, that then euery ſuche lieuetenaunt, and other befoze named ſo offending, ſhall forfeit and loſe to the kyng, foz euery ſuche defaute. v poūd to be leuied as is afozeſaid, to the vſe of the kyng, and to be impziſoned by the ſpace of one moneth, and to loſe his roume and office.

AND be it enacted, by the aucthozitie afozeſaied, that no Capitain after theſaied firſt daie of Apzill ſhall geue to any of his ſouldiozs, appoynted to ſerue vnder hym, in any toune oz Foztreſſe, kepte with gariſōs of ſouldiozs any licenſe oz paſſepoztes, to depart from his ſeruice, but onely the lieutenaunt oz any others as is afozeſaied, vpon paine of impziſonment, aſwell of the capitain as ſouldioz ſo offendyng at the diſcrecion of theſaied Lieutenaunt, oz the others befoze named.

AND bee it further enacted, by thaucthozitie afozeſaied, that euery Lieutenaunt, and other befoze named, vpon the paine of .x. pounde ſhall cauſe to be pzoclamed, the whole effect and contentes of this act. That is to ſaie, euery Lieuetenaunt of any armie, in euery feilde vnder his charge, to pzoclame this act euery moneth, and that euery of the kynges deputies of euery foztreſſe, and Capitain of any other Foztreſſe, to pzoclame this act within his charge, once euery quartet of a yere.

AND alſo bee it enacted, by the aucthozitie afozeſaied, foz the better execucion of the pzemiſſes, that euery perſone oz perſones geuing to the Lieuetenaunt, oz the others aboue named, true infozmacion of any of the offences aboue remembzed, ſhal haue foz his laboz one moneths wages, of hym that ſhalbe found fautie, to bee paied by the hand of the Threaſurer, vpō warraunt of theſaid lieuetenaunt oz any of the others afozeſaied.

PROVIDED alwaies, that nothyng herein conteigned, ſhall in anywiſe extend to touche oz infringe any ozders, eſtablyſhed foz the gouernement of Calice, and the Marches of theſame, oz any other place of the kynges now gouerned, oz hereafter to bee gouerned by theſame ozders, oz by ſuche ozdzes as may pleaſe his grace, hereafter to ſet furthe foz theſame.

PROVIDED alwaies, and be it enacted by thaucthozitie afozeſaid, that it ſhalbe lefull to all and euery of theſaied lieuetenauntes, and other theſaied perſones, to reteigne in his oz their awne handes, to their awne vſe, of the wages of his oz their ſouldiozs, the ſommes folowyng, that is to ſaie. vi ſhyllynges. viii. pence foz the lyuery oz cote of euery poman ſouldioz, and. xiii. ſhyllinges. iiii. pence foz the liuery oz cote, of euery gentleman ſouldioure foz one whole yere.

PROVIDED alwaies, and be it further ozdeigned and enacted, by

by the aucthoritie aforesaid, that no maner of lieutenaunt, or any other thesaied persones, shall hereafter be charged or preiudiced by vertue of this act, or any thing therin conteined, for lacke of his or their nombre reteigned, as is aforesaied, for, or concerning any souldior or souldiors, as shall happen to dye duryng his seruice, or to be sicke by the visitaciō of God: or that shall depart against the wyl of his lieutenaunt, or other before named, onlesse it shalbe in the defaute of any of theim.

PROVIDED alwaies, that this act be not preiudicial nor hurtfull to thesaied lieutenaunt, or any other thesaid persones, nor any other hauing vnder them retinue of souldiors, nor any of theim, for none paiment of the kynges wages, to their housholde seruauntes and other to whom they shall daily finde and geue meate and drinke, during thesaid seruice of warre.

PROVIDED alwaie, that this act nor nothing therein conteygned, shall extende to charge any persone or persones, for the taking or receiuing, of any gift or reward, of any of his or their tenauntes or frendes, towardes the relief, aide or helpe of thesame persones, beyng commaūded by the kynges maiestie, to serue in warres, or otherwise to finde menne on horsebacke, or on foote, aswell within this realme or without. Nor for the gift, rewarde, ayde, or helpe, reserued or couenaunted to bee paied or geuen to any persone, appoincted to serue in warres, or to finde horse or men, to serue by reason of any graunt, couenaunt, reseruacion, custome or tenure.

PROVIDED, that this acte nor any thyng therein conteigned, shall not extende to charge any lieutenaunt, or others aboue named, for deteining or reteining, any part of any saied souldiors wages, toward or for the paiment of Victailes, Harnes, Weapons, or for any prest money prouided and deliuered to any suche souldior.

The. iii. Chapiter.

An act touching Purueiors.

THE kynges moste excellent maiestie, is pleased and contented, by thaduise of his honorable Counsail, at the humble peticion, sute, and cōplaint of his louing and obediēt subiectes: that it be enacted by his highnes, with the consent of the Lordes and Commons, in this present parliamēt assembled, and by aucthoritie of thesame, that from & after the feast of sainct Jhon the Baptiste, whiche shalbee in the yere of our Lord God. M. ccccc. xlix. vntill thesaied feast of sainct John the Baptist, whiche shalbe in the yere of our Lord God. M. ccccc. lii. no Purueior or taker, or any other persone or persones, by aucthoritie of any commission or commissions, or other writing or writinges, heretofore graūted or made, or hereafter to bee graunted or made, by the kynges maiestie,

ſtie, or by any other warrant, letter or aucthoritie whatſoeuer ſhal puruey or take for the prouiſion of the kynges Maieſties moſte honorable houſhold, or for the prouiſion of the houſholdes of the kinges maieſties ſiſters or any other perſon or perſones, any Corne, Grain, Malt, Weale Calues, Lambes, Kiddes, Hennes, Chekins, Capons, Wildfoule, Butter, Cheeſe, Egges, Biefes, Muttons, Filhe, Timbre, Woodde, Eole, Strawe, Haye, or any other kynde of vitailes, wythout the full aſſent and conſent, of the owner or owners, of theſame, and at ſuche price and prices, for ready money, or money to be paied at ſuche daies and places, as ſuche purueior, taker, or other perſon or perſons, can and ſhall agree with the owner, or owners of theſame.

AND be it further enacted, by thaucthoritie of this preſent Parliament, that from, and after the feaſt of Chriſtemas, whiche ſhalbee in the yere of our Lorde God. M.v.C.xlix. vntyl the feaſt of Chriſtemas whiche ſhalbe in the yere of our Lorde God. M.v.C.lii. no purueior or any other perſone or perſones, by aucthoritie of any commiſſion or commiſſions, or other writyng or wryttinges, heretofore graunted or made, or hereafter to be made or graũted, by the kinges maieſtie, or by any other warrant, letter, or aucthoritie whatſoeuer, ſhall puruey or take, for any of the kynges maieſties affaires, or for any other cauſe or matter, concernyng the warres, or otherwiſe any goodes, cattalles, trees, timbre, or other thinges whatſoeuer (ſauing only barges, ſhyppes, and other veſſelles, cartes, cariages, and thinges neceſſarie for cariages) wythout the aſſentes and full agrementes, of the owner or owners of theſame, and at ſuche price and prices, for redy money, or money to be paied, at ſuche dayes and places, as any ſuche purueyor, taker, or other perſone or perſones, can, or ſhall agree with the owner, or owners of theſame. And if any purueior or taker, or any other perſone or perſones ſhall after any of the ſaied feaſtes, of ſainct Jhon Baptiſt, and Chriſtmas next comming, procure or attempt, to take or puruey for the kynges maieſtie, or for any other perſon or perſones, any vitailes, or other thynges whatſoeuer, contrary to the true meanyng of this act: That then ſuche taker, purueyor, or any other ſuche perſone or perſones ſo offendyng, ſhall forfaite to the pattie or parties greued, treble the value or values, of the thing or thynges, ſo taken or purueied, and ſhal alſo ſuffre empriſonmẽt, by the ſpace of one quarter of a yere, wythout baile or mainprize, and ſhal make fine at the kynges will and pleaſure: For the whiche forfaiture, the partie or parties greued, ſhall haue his remedy by accion of debt, infourmacion or otherwiſe, in any of the kynges Courtes of Record, in which accion, ſute or infourmacion, no eſſoyn, wager of lawe, or protection ſhalbe allowed.

PROVIDED alwaies, and be it ordeyned and enacted by thaucthoritie aforeſayed, that it ſhall and may be lefull, duryng the yeres beforе ſpecified, to any perſone or perſones, by aucthoritie of the kynges commiſſion or commiſſions, or by aucthoritie of any letter or commiſſiõ,

to bee directed from the lorde Protectors grace, or from any twoo of the kynges preuey counsaill, or from the Master of the Postes, or from any the kinges Lieuetenauntes, Generalles, Deputies, wardens, or any of their deputies in his warres, to take Poste Horses or Geldinges, for the conueighyng or cariyng, of any persone or persones, about the kynges maiesties affaires, payng to the owner or owners, of suche Poste Horses or Geldynges, after the rate of one peny for euery mile, any thyng or matter, conteined in this act, to the contrary therof in anywise notwithstandyng.

AND where the kynges maiestie, doth allowe for euery carte, cariyng hys graces cariages of household, twoo pence for a mile cariage, It is enacted by the aucthoritie aforesaied, that from, and after the feast of sainct Jhon Baptist next comming, vntill the said feast of sainct Jhon Baptist, whiche shalbe in the yere of our Lorde God. a. M. v. C. liii. there shalbe allowed and paied, to the owner or owners, of euery suche carte, cariyng the kynges cariages, or hys household. iiii. d. for euery mile cariage. And for the cariages of any other of the kynges cariages, for the warres or otherwise, during the yeres aforesaied. iii. d. for euery mile cariage: Any lawe, vsage, or custome, heretofore had or vsed, to the contrary in anywyse notwithstandyng.

¶ The. iiii. Chapiter.

An act for the Sheriffes, to haue certain allowaunces, vpon their accoumptes.

MOste humbly beseechen the kynges moste excellent Maiestie, his true and faithfull subiectes, the commons in this present Parliament assembled: That wherein the Parliament begonne at Westminster, the. xvi. daie of January, in the. xxviii. yere of the reigne of our late soueraigne lorde of famous memory king Henry the eight, and by prorogacion holden at Westminster. the. xvi. daie of January, in the. xxxiii yere of the reigne of our saied late soueraigne lorde, and there continued vntill the. xii. daie of Maie, in the. xxxv. yere of the reigne, of the said late kyng: Vpon diuerse and sondry consyderacions, there was enacted and made one act, by the auctoritie of the same Parliament, concernyng the accompt or accomptes of Sheriffes, to be made in the Exchequier as in the same acte more plainly at large it is conteigned. And albeit it was ment, at the time of the makyng of the said act, as it maie appere by the wordes of the sayed acte, that Sheriffes should not bee charged vpon their accõptes, but onely with suche somes of money, as thei might lawfully leuie: And also that the saied Sheriffes, should haue allowaunce, not all onely for suche charges and expences, as thei should sustein and beare for the diettes and charges of the Justices of Assise, but also for other

other necessary charges and expences, by them susteined, in, and about the exercysyng of their saied office: Yet neuertheless, the saied Sherieffes are and haue been, sithen the makyng of the saied acte, more and soer charged, vexed, and troubled, then they were before, to the great impouerishement, of men of worshippe and gentlemen, within this realme, that haue been Sherieffes, and so is very lyke to be, to all suche as hereafter shalbe Sherieffes, if remedy be not prouided in this behalf: It may therfore please the kynges moste excellent maiestie, that it maye be enacted, and established, with thassent of the lordes spirituall and temporal, and the Commons, in this present Parliament assembled, and by thauctoritie of the same, that the saied former act, and all clauses and sentences, in the same conteined, shalbe frō hencefurth, clearly frustrate and voyd, to al intētes & purposes, other then hereafter in this act shalbe specified

AND that it maie bee enacted, by this present parliament, that the Sherieffes whych shalbe made, from hencefurth within all the Shires of England: and also suche as haue not made, and finished their accōpt or accomptes, shall haue suche and lyke tayles of rewarde, and all suche other allowances, as they had, before the makyng of the saied former act or els the same Sherieffes, whiche shalbe, or heretofore haue been, to bee at their election and choyse, to accompt, and all other thynges to do, accordyng to the aforesaied former act. And that they and euery of them, that so shall accompt, and take no tayle of reward, shalbe in, and by all thinges intreated, in the kinges Exchequier, as though the saied former act were, and should continue, in his full strength and effecte, any thyng before specified notwythstandyng. And that the same tayles of rewarde, and euery of them, by force of this present act, without any further warrant or warrantes, to be obteigned for the same, shalbe leuied or stryken, at the receipte of the kynges Maiesties Exchequier, in due maner and forme, with suche lyke letter or writynges, vpō the same tailes, and euery of them, as before the makyng of the saied former acte were and haue been accustomed, to bee leuied and stryken. And that the same tayles so hereafter, there to bee leuyed and striken, shalbe deliuered vnto euery of the same Sherieffes, or their sufficient attorney for them, wythout prest, or other charge to be set vpō them for the same. And that this act shalbe a sufficient warrant and discharge, vnto the Threasaurer of Englande, and all other officers, wythin the saied receipt, for strikyng, leuiyng, and deliuery of the saied tayles, and euery of them. And further, that al those Sherieffes, that hereafter shalbe made, within those shires of England, where as no tayles of reward, heretofore haue been, by the kynges Maiesties moste noble progenitors, geuen and graunted, and suche Sherieffes as shall hereafter, take no tayle of reward, shall in consideration of their greate costes, charges, and expenses, whyche they shall beare and sustein, aswell by the dietes of the Justices of Assises, as by any other meanes, haue vpon the ende of their accomptes, and of euery of them;

ſuche allowances, vpon a peticion to be made by theſame Sheriefes, or any of them, in a byl to be brought in, by theeſame Sherief, and euery of them of their ſaied coſtes and charges, vpō which billes, theſame Sheriefes to be ſworne in their owne proper perſones, or by their vnder Sheriefes, or lawfull attorney, there vnto admitted, to be true, without warrant or tayle, ſuyng for theſame. And alſo that al Sheriefes, whych hereafter ſhall take no tayle of reward, and euery of them, ſhalbe diſcharged vpon their accomptes, of all ſuch fermes, goodes, cattalles, profites, caſualties, and ſomes of money, whych they myght or ſhould bee charged with vpon their accomptes in theſaid Exchequer, by what title or name ſoeuer thei be named or vpon whatſoeuer perſon or perſones, thei ſhalbe treated, or out of whatſoeuer landes and tenemētes, they ſhalbe goyng furthe, as they cannot lyue nor come by. And that all other Sheriefes, whiche hereafter ſhall take any tayle of rewarde, ſhall in lyke maner be diſcharged, of all ſuche fermes, and ſomes of money aforeſayed (excepte onely of the vicountelles of their ſhires, wherwyth they ſhalbe charged, and aunſwerable as thei were before the making of the aforſayd former act). And alſo theſame Sheriefes, of euery ſhire of Englande, that now bee or heretofore haue been, or that hereafter ſhalbe, and euery of theim, ſhal haue plain deduccion and allowance, in their ſaied accomptes, of al ſuche ſome and ſommes of money, as they, or any of theim, ſhal make, or haue made true peticion, of, for, or cōcernyng ſuche poſſeſſions, and hereditamentes, as be come vnto, or were in the kinges maieſties handes, or any hys progenitors, by vnitie of poſſeſſion, or by any meane, out of the which any part or parcel, of the aforeſaied vicoūtelles, were at any time heretofore leuiable or leuied. And that the Lorde Threaſaurer, Chamberlain, Chancellor, and Barons of theſaid exchequer, or in the abſence of theſaied lorde Threaſaurer, Chamberlaines, and Chaūcellor: theſaid Barons, ſhall by aucthoritie of thys act, geue, and make allowance, deduccion, and exoneracion, to euery of the ſaied Sheriefes, of theſaid fermes, and of all other thynges, wythout any other warraunt.

PROVIDED alwaie, that euery of theſaied Sheriefes, at his daye of preficcion, immediatly after ꝑ he or his deputie, or attorney, is ſworne to accompt for thiſſues and profites, of his office of Sherieſwicke, ſhall by hymſelf, or by hys attorney, or deputie ſworne for hym, when he ſhall aunſwere, before the lorde Threaſaurer, Chamberlaynes, Chauncellor, and Barons of the ſaied Exchequier, or in the abſence of theſaied Lord Threaſaurer, Chamberlain, or Chauncellor, or of any of them: then before ſuche of theſaied lorde Threaſaurer, Chamberlaynes, or Chauncellor, and of theſaied Barons, as then ſhal happen to be preſent, in theſaid court of Exchequier, to bryng in, and deliuer into theſaied Court, Rolles or Cedules of parchement, contenyng in them truly, wythout omiſſion or concealement, al ſuche particuler ſomes of money, whych he hath leuied, or lawfully might haue leuied, to his wetyng or knowlege, with-

in

in hys Bailywicke,as parte or parcell,aswell of thesaied fermes,called vicountelles,in thesaied former acte expressed,as of all other fermes, of what name or title soeuer thei be called,being streated,written or otherwise charged,to any of thesaied Sherieffes,out of thesaied Court of Exchequer,making expresse and distinct mencion,in thesame Rolles or cedules,as nigh as he or thei can or maie,of what persone, and what landes and tenemētes,and for what cause,thesame particuler somes of money,and euery of thē,be leuied or leuiable: And that after thesame Rolles or Cedules so deliuered,and the particuler somes of money,in them conteigned,apperteignyng to their proper fermes,cast and rated in thesaied Court,thesaied lord Threasaurer,Chamberlaines,Chauncellor, and thesaied Barons,in the absēce of the saied Threasaurer.Chamberlaines,or Chauncellor,or any of them for the time beyng,shall haue full power and aucthoritie by this act, for the leuyng and recouery of suche parcelles,belongyng to any thesaied fermes,called vicountelles,or any other fermes,by what name or title,soeuer thei shalbee called beeyng omitted out of thesaied Rolles or Cedules, and for sauyng of other, the kynges auncient rightes and inheritauntes,answerable in thesaied Exchequier,whiche bee now wrongfully withdrawen or vniustly withholden.from the kynges maiestie,his possessions:and shall haue power and aucthoritie,from tyme to tyme,to award suche proces,and vse suche cōuenient waies and meanes,by Commission or otherwise, accordyng to the course of thesaied Exchequer,and further as shalbe deuised by their discrecion:so that the kinges maiestie,his heires and successors,maie be truly answered,of thissues and profites of thesame,this act,or any other statute,act,ordinaunce, or vse heretofore, to the contrary had, made, or vsed,in anywyse notwithstandyng.

AND furthermore, that thesaied Threasauret, Chamberlaines, Chauncellor,and Barons of thesaied Exchequer,or thesaied Baron,in the absence of thesaied Threasaurer,Chamberlaines,or Chauncellor, or any of theim,for the tyme beyng,shall haue full power and aucthoritie, by their discrecions,from tyme to tyme,to geue and allowe,vnto al and euery suche Commissioner or Commissioners, as thei shall assigne and appoinct,by their discrecion,to enquire of thesaied fermes,and other the kynges ryghtes withdrawen, their reasonable costes and charges, as from tyme to tyme, to them shall seme good and conuenient.

¶ The.v.Chapiter.

An act,touchyng the remittyng of refarmes,for thre yeres.

THe kinges moste excellent maiestie,of his moste Godly and verteous disposicio,by the assent of the lordes spirituall and tempozal,and the commons in this present Parliament assembled,& by aucthoritie of thesame,aswell for the aide and

relief of the poore, in the cities, boroughes, and tounes corporate, of this his realme of England, and countrey of Wales, as for the execution of other dedes of charitie and common wealth there: Ordeineth and enacteth, that suche fefarmes, and somes of money, paied for fefarmes, as by any citie, borough, or toune corporat, within this his realme of Englād or countrie of Wales, or by the bodies politique, or corporate, officers, or ministers of thesame, should, or ought to bee due and payable, to hys maiestie, his heires or successors, duryng three yeres next ensuyng, after the .xiiii. daie of Marche, in thys present yere of our Lorde G D D.M. v.C.xlviii. shal cease and not to be due, ne paiable to his maiestie, ne his heires or successors, by any such citie, borough ne toune corporate, ne by any the bodies politique, or encorporate of them, ne of any of theim, nor by thofficers, inhabitaūtes, and ministers of thesame, cities, boroughes, or tounes corporate, or any of them. And that this present acte, shalbe to them, and euery of them, and to the successors, of euery of theim, a sufficient warrāt and discharge, against his maiestie, his heires and successors for the reteinyng, and wytholdyng of thesame fefarmes, and somes of money, duryng thesaied three yeres. And that no processe or other sute, shalbe at any tyme had, or awarded, against them, or any of them, out of the Exchequier, or any other court for thatterages therof, for, or in any of thesayed three yeres.

PROVIDED alwaies, and bee it enacted, by aucthoritie aforesaied, that almuche of all, and euery suche somes of money, as should, or ought to bee due, to the kynges Maiestie, or his heires, or successors, by any citie, Borough, or toune corporate, within Englande, or Wales, or by the bodies politique, of thesame or by any the officers, or ministers of thesame, or any of them, during thesaied three yeres, whiche mate be gathered, and collected of the issues, farmes, or profites, for whiche thesied fefarmes should bee paied, in case thesame had not been discharged, by this present acte, shalbe leuied, collected, gathered, paied, and answered, as it should haue been, if this act had not be made, to bee employed, and bestowed, in and about repairyng of walles, bridges, settyng poore people on woorke, or other good dedes, in euery suche Citie, Borough, or toune corporate whet thesame should so haue been due, during thesaied three yeres, if this act had not been made, by the discretiō and appointment, of suche commissioners, as the kynges maiestie, shall particularly aucthorise and appoinct, for euery suche citie, borough, or toune corporate, in suche maner and fourme, as thesame commissioners shal assigne limite, and appoincte, or as by suche commission, shalbee declared or expressed, and not to the kynges Maiestie, hys heires or successors, in hys highnes courte of Exchequier, or in any other courte or place, to the vse of hys maiestie hys heires or successors.

AND it is further ordeigned and enacted, by the aucthoritie aforesaied, that if any officer or clerke, of any his graces Courtes, at any time within

within,or after thelaid three yeres,make out or write any maner of wri-tes,or other processes, or any extreates,Sommons, or other preceptes, whereby any of his saied subiectes,or any of thesaied bodies corporate, or other before rehersed,or any of theim,shalbee in any wise arrested,at-tached,distreined,Somnoned,or otherwise vexed,inquieted or greued, in his or their bodies,landes,tenementes,goodes or cattalles,or any of them,for or because of thelaid fefarmes,dischatged for thelaid three ye-res,as is aforesaied,or any part thereof,he so offendyng,shall yelde and paie for recompence thereof,to the partie greued, treble dammages and costes of the sute:And neuertheless,all and synguler suche writes, pro-cesse,extreates,and preceptes, so to bee made,for, or vpon any maner of thyng,discharged by this act shalbe vtterly voyde, and of none effect.

PROVIDEDalwaies,and be it enacted,that if the kyng out so-ueraigne Lorde, that now is,or any other of his highnes progenitors, kynges of this realme,or any of theim,haue by his, or their letters Pa-tentes,or otherwise,lawfully graunted to any persone or persones,or to any body or bodies,politique or corporate,for life,in fee or otherwise a-ny some,or somes of money,for any consyderacion or cause whatsoeuer, to be had,paied,taken,or receiued,of any fee farme,or fee fermes, of any such citie,borough or toune corporate,or of the bodies politique,or,cor-porate aforesaied,or of,or by the officers,inhabitauntes,or ministers of thesame cities,boroughes,or tounes corporate, or any of theim, that all suche some or sommes of money,so goyng out,or to be paied,of suche fee farme or fefarmes,shalbe payed yerely,duryng thesaied three yeres, by thesaied cities,boroughes,tounes corporate, bodies politique, and cor-porate,or by the officers,inhabitaũtes,or ministers of thesame,to euerie suche person and persones,that of right ought by reason of such letters Patentes,or by any other lawfull meane,as is abouesaied,to haue,take or receiue,suche somme or sommes of money, goyng out,or to bee taken or paiable,of suche fefarme or fefarmes, and the kyng therof not to bee charged,in his Exchequier,ne els where,duryng thesaied three yeres o-nely.And that euery such person and persons,and body,and bodies po-litique,or corporate,that should or ought to haue,any suche some or so-mes of money,as is beforesaied,duryng thesaied three yeres,shall haue their remedy for thesame,by action of debt,or writte of Annuitie,in any of the kynges Courtes of Record,against euery persone and persones, bodies politique or corporate,that ought to paie any suche fefarme,out or of the whych,any suche annuitie,rent,or some of money,ought to bee paied:any thyng in this act,to the contrary therof,in any wise notwith-standyng.

The.vii.Chapiter.

An act against the exaccion of money,or other thing by any officers,for licence to traffike in Iselande.

Forasmuche

FOrasmuche, as within these fewe yeres now last past there hath been leuied, perceiued and taken, by certain of the officers, of the Admiralitie, of suche Merchantes and Fishermen, as haue vsed and practised, the aduentures and iourneis into Islande, Newefounde lande, Irelande, and other places commodious for Fishing, and the getting of fyshe, in, and vpon the seas, or otherwise, by waie of Merchauntes, in those parties, diuerse greate exactions, as somes of money, doles, or shares of Fishe, and suche other lyke thynges, to the greate discouragement, and hynderaunce of thesame Merchantes, and Fishermen, and to no lytle dammage, to the whole common weale. And whereof also great complaintes haue been made, and informacions also yerely, to the kynges maiesties moste honorable counsail: for reformacion wherof, and to thintent also, that thesaid Merchauntes and Fishermen, may haue occasion, the rather to practise, and vse, thesame trade of Merchandize, and Fishyng frely, without any suche charges, or exactions, as is before lymited, whereby it is to be thought, that more plentie of Fishe, shal come into this realme, and therby to haue thesame, at more reasonable prices.

BE it therfore enacted, by the king our souereigne Lord, and the lordes and commons, in thys present Parliament assembled, and by thaucthoritie of thesame, that neither the Admirall nor any officer or minister officers or ministers, of the Admiraltie, for the tyme beyng, shall in any wise hereafter exact, receiue, or take, by himself, his seruaūt, deputie, seruauntes or deputies, of any such merchaunt, or Fisherman, any some, or somes of mony, doles or shares of fishe, or any other reward, benefite, or aduauntage, whatsoeuer it be, for any licence to passe this realme, to the saied voyages, or any of them: Nor vpon any respect, cōcerning thesaid voyages, or any of them, vpon pain of forfeit for the first offence, treble the some, or treble the value of the reward, benefite or aduauntage, that any suche officer, or minister, shall hereafter haue or take, of any suche Merchaunt, or Fisherman. For the which forfaiture, the partie greued, and euery other persone or persones, whatsoeuer he or thei be, shall and maie sue for thesame, by informacion, byll, plaint, or accion of debte, in any of the kynges courtes of record, the king to haue thone moytie, and the partie complainyng, thother moytie: in which sute no essoin protection, or wager of law shalbe allowed: and for the second offence, the partie so offendyng, not onely to lose and forfeit his or their office or offices in the Admiraltie, but also to make fine and raūsome, at the kinges wyl and pleasure.

The .vii. Chapter.

An act, against the craftie and deceptfull byyng of Pencions.

The

THe kinges moste excellent maiestie, the Lordes and commons, in this present Parliamēt assembled, vnderstandyng that diuerse persons, sekyng vnhonest and filthy gain, without respect, either of god, or due regard to the kinges maiestie, by sondery attemptes and practises, haue not onely extorted diuerse somes of money, of diuerse the kynges louyng Subiectes, hauyng Pencions, by the kynges letters Patentes, but also wyth slaunderous wordes, towardes the kynges maiesties officers, and asmuche as in them lieth, impeachyng the kynges procedynges, haue for lytle money, or none, or other thyng geuen to some of the saied Pencioners, supplanting them, bought of diuerse pencioners their pencions, had by suche Patentes, beeyng their Relief to liue by, to their vtter vndoyng: Be it enacted, by the kyng our soueraigne lorde, the lordes spirituall and temporal, and the Commons, in this present Parliament assembled, and by aucthoritie of thesame, that all, and euery persone and persones, that at any tyme heretofore, synce the first Session of the Parliament, holden at Westminster, in the first yere of the reigne, of our saied soueraigne lorde the kyng, that now is, by any fraudulent, or deceiptfull way or meanes, hath or haue gotten, or obteinyd for money, or otherwyse, any gyfte, graunt, bargain, or promise, of any pencioner or pencioners, of hys or their sayed Patent or patentes, concernyng hys or their saied pencion, graunted, or to bee graunted or assygned, out of any Manours, Landes, tenementes, and other Hereditamentes, that did belong or apperteigne, to any of the late Monasteries, Priories, Religious houses, Colleges. Chaūtries, Guildes, Fraternities, or other spirituall possessions, or by reason of thesame, whythe came as well to the possession, of our soueraigne Lorde the kyng, that now is, as to the late kyng of famous memory, kyng Henry the eight, by reason of dissoluciō, attaindour, or surrendor, and before the last date of June next cōmyng, vpon a repaiment, or lawfull tender of the money, or other thyng taken for thesame, by any suche Pencioner or Pencioners, Patent or patentes made to hym or them, dooe not redeliuer, to euery suche Pencioner and Pencioners, Patent and Patentes, aswel hys or their saied Patent and Patentes, as all other wrytyng or writyngs, made concerning thesame Pencion. That then thesaid gift, graunt, bargain, and promise, made of euery suche Pencion and Patent, and euery of them shalbe voyde. And also that then, and from thēcefurth, euery suche Pencioner and Patent, shall haue and enioye the Pencion, by him so geuen, graunted, Bargatned, solde, or promised, as though no suche gifte, graunt, bargain, sale, or promise had been made, of hys or their sayed Pencion, Fee, or Annuitie, notwithstanding any writynges made, sealed, or deliuered, betwene any suche parties, concernyng thesame.

AND for the more true and sure paiment, of all, and euery maner of persone

perſone and perſones,of,and for their ſeuerall Pencions,Fees,and Annuities,due and to be due,to them or any of theim,out of the premiſſes, or any part or parcel thereof, or by reaſon of theſame: Bee it enacted by thaucthoritie aforeſaied,that if the Receiuor or Receiuors,or any of the their aſſignes,deputies,clerkes or ſeruauntes,or the aſſignes,deputies, clerkes,or ſeruauntes,of any of them,hauyng or whiche ihal haue to do with the paiment,of any ſuch Pencions,Fees,and Annuities,or, of any part or parcell of them,doo not at all,and euery tyme and tymes,before the.x.daie of June,and the feaſt of the Purification of our Lady, nexte immediatly enſuyng,euery daie and feaſt, ſpecified in euery ſuch graũt or patent,for the paiment of theſaied Pencions,Fees,and Annuities,vpon a reaſonable requeſt therof made to theſaied Receiuor or receiuors their aſſygnes or deputies,aſſygne or deputie or to hys or their clerkes, or ſeruauntes abouеſaied,by any of theſaied Pencioners,or grauntees or their ſeuerall deputies,attorneis,or aſſignes,or by the ſeuerall deputie,attorney, or aſſygne, of any ſuche Pencioner and grauntee,well and truly paie vnto theſaied grauntes,and pencioners,their ſeuerall deputies,attorneis,or aſſignes, their Pencions,Fees,and yerely Annuities, to theim graunted,and hereafter to bee graunted, duryng their ſeuerall liues,or otherwiſe, accordyng to the tenor & effect,of their ſeueral graũtes,to euery of theim made,and hereafter to bee made,without any further delay,not takyng of theſaied grauntes,pencioners,or of any of the, theyr deputies, attorneis,or aſſignes, for the paiment of any of their ſayed Pencions,Fees,or Annuities,or for the more ſpedy paiment therof, to them,or any of them to bee made any other, or more ſome or ſomes of money,or any other thyng or profite,but onely of euery pound,of euery ſuche Pencion, Fee,or annuitie to theim paied.iiii.d. and for the acquitaunce of euery ſuche partie, truly payed of hys ſaied Pencion, Fee, or Annuitie,yf theſaied partie,hys deputie or deputies,bryng,and offre to deliuer none redy made iiii.d.and not aboue: that then euery ſuche Receiuor or Receiuors,their deputie and deputies,clerkes,and ſeruauntes as aforeſaied,to whom,any ſuche reſonable requeſt ſhalbe made, for the paiment of theſame,as is aforeſaied,for euery time,that theſaied officer or officers,or hys or their deputie or deputies,or hys or their Clerke or clerkes,hauyng to do wyth the office or offyces,of ſuche Receiuor,or officer,as is aforeſayed,ſhall delaye,or cauſe to bee delaied, any theſayed grauntes or pencioners ,of the payment of their pencions, Fees,or annuities,or of any parte therof , after the.x.daye of June,and the feaſt of the Purification of our Lady , as is aforeſayed, ſhall forfeit for euerie ſuche delaye.C.s.And that alſo,yf any Threaſauter or Threaſaurars, Receiuor or Receiuors,Officer or Officers,or his or their deputie or deputies,or his,or their clerkes,or any of them, as is aforeſaied, for euery time that thei,or any of them,do exact,and take of theſaied Pencioners, grauntes,or any of theim,their deputies,attorneis,or aſſignes, or of the

deputie

deputie,attorney, or assygne of any of theim,aboue the rates before declared,shall lose and forfeit,for euery tyme so exacting and takyng, ten tymes so muche,as thei or any of them,shall so exacte and take,or cause to be exacted and taken.All whiche forfeitures,shalbe to the partie,that shall fynde hymself greued,if he wyl sue and demaunde thesame,within seuen monethes,next after thesaied forfaiture, in any of the kynges maiesties Courtes,of his Benche,Common place,or Exchequer,by accion of debte,by originall writte,byll,plainte,or informacion,in whiche sute no essoyne, proteccion, nor wager of lawe,shalbee allowed or admitted, for the defendant.

AND bee it further enacted, by the aucthoritie aforesaied, that the kynges Justices of Assises and of Oyer and Determiner, in their seuerall circuites,and the Justices of Peace,in euery countie,within this realme of Englande and Wales, at their generall Sessions, shall haue full power and aucthoritie, by vertue of thys acte,to enquire,heare, and determyne all,and al maner of offences,hereafter to be doen and committed, contrary to the tenor of this acte, aswell by informacion, as by presentment of.xii.menne,and shall haue full power and aucthoritie,to award processe,vpon euery presentment,or informacion, had before the or two of them,whereof the one to bee of the Quorum, of all and euery offence and offences,doen and committed contrary to the tenor of this act,as in case vpon Inditement of trespas.

PROVIDED alwaie, that yf any suche Pencioner, or grauntee, do not make request in proper persone,for paiment of hys,or their saied Pencion,or Annuitie, as is aforesaied,but doth require thesame,by his deputie,attorney,or assigne, that then yf suche deputie, attorney, or assigne,do not bring wyth hun a letter subscribed,with the handes of one Justice of the Peace of thesame shire,where thesayd Pēcioner or graūt is dwellyng,or els of the Surueior of thesame shire,for the tyme beyng wytnessyng thesame pencioner,or grauntee, to be then liuyng,that then thesaied Receiuor, and all other officer and officers, their deputies clerkes,or seruaūtes,to whom,request by any deputie,attorney, or assigne, of any suche pencioner, or grauntee,shalbe made,as is aforesayed,shall not be bound to paye,any suche some of money,to any deputie,attorney or assygne, of any suche pencioner or patent, by vertue of this acte, not for no payment thereof, shall incurre the daunger, of any payne or forfeiture, before mencioned: Any matter or thyng before expressed to the contrary in anywyse notwythstandyng.

PROVIDED alwaie,and bee it further enacted,by thaucthoritie aforesaied,that this act, nor any thyng therein conteigned, shall not extende, to restrain any suche Receiuor,or Receiuors,or other officer or officers,as is aforesaied:but that thei,and euery of the,shal and may paie or cause to be paied,to any of thesaid pencioners,patentes or grauntees their saied pencions, Fees, and Annuities quarterly, accordyng to the

tenor

tenor and effect, of their saied Patentes or grauntees, as thei haue heretofore done, any thyng herein, to the contrary thereof notwithstanding.

¶ The viii. Chapiter.

An act, touchyng the syndyng of offices, before the Exchetour.

WHere many and diuerse persones, holdyng, or that haue holden, landes, tenementes, or hereditamētes some for terme of yeres, and some by copie of court Rolle, haue been expulsed, and put out of their termes and holdes, by reason of Inquisitions or offices, founden before Exchetors, commissioners, and other, conteignyng tenures of the king, in Capite, entitlyng the king to the wardshyppe or custodie of suche landes or tenementes, and sometyme entytlyng the kyng to the same, vpon attaindours of treason, Felonie, or otherwise by reason that suche leasses, for terme of yeres, or interest by copie of courte Rolle, of suche persones haue not been found, in suche inquisitions or offices: after whiche expulsion or puttyng out, the saied persones haue been without remedy, for the obteinyng of the saied Fermes and holdes, duryng the kynges possession therin, and can haue no trauers, *monstraunce de droit*, ne other remedy for the same, because their saied interest, is but a catell in the lawe, or customary hold, and no state of free holde. And also, where any person or persones, hath any rent, commen, office, fee, or other profit *apprendre*, of any state of freehold, or for yeres, or otherwise, out of suche landes or tenementes, specified in such offices, or inquisicions, the saied rēt, comen, office, fee, or profite, *apprendre*, not founde in the same office or offices suche persones are in like maner wythout remedy, to obtein or haue, the saied rent, comon, office, fee or profite, *apprendre*, by any trauerse, or other spedy meane, without greate and excesse charges, duryng the kinges interest therein, by force of suche inquisicion or office.

FOR remedy whereof, bee it enacted, by authoritie of thys present Parliament, that where any such office or inquisicōs, is, or shalbe founden, omitting suche titles, interestes, or matters, as is aforesaied, that in all suche cases, euery leassee, tenaunt for terme of yeres, or copie holder and euery suche persone or persones, that haue or shal haue, any interest to any rent, common, or profite, *apprendre*, for terme of yeres, lyfe, or otherwyse, out of any of the landes, tenementes, or hereditamentes conteyned in suche office or inquisition, where the king, his heires or successors, is or shalbe entitled, as is aforesaid, to any such landes, tenementes, or hereditamentes, shall haue, holde, enioye, and perceyue, all and euery their leasses, and interestes for terme of yeres, or by copie of court roll rentes commons, offices, fees, and profite, *apprendre* in suche maner, fourme, state, and condicion, as thei and euery of thein, should, or myght haue doen, in case there had been no such office, or inquisicion founden, and as thei should, or lawfully might, or ought to haue dooen, in case suche Leasse,

interest

intereſt by copie of Court rolle, Rente, Commen, Office, Fee or profite *aprendre* had been founden in ſuche office or inquiſition, any lawe, cuſtome or vſage to the contrarie heretofore vſed, in ſuche caſes in any wyſe notwythſtandyng. And alſo, where it is or ſhalbe founden, for the kyng his heires or ſucceſſours, that the heire or heires of hys tenaunte or tenauntes is or ſhalbe wythin age, where in dede ſuche heire or heires is or ſhalbe at theſame tyme of full age, or of a more or greater age then is or ſhalbe conteined wythin ſuche office.

BE it further enacted by the aucthorite aforeſaid, that in euery ſuche caſe, ſuche heire and heires ſhal and may at his or their very full age, or after perſecute a writte of *Etate probandi*, and ſue hys or theyr liuerie, or *Oſter le main*, as hys or theyr cafes ſhall lye, and haue the profites of hys or their landes, tenementes, or hereditamentes from the tyme of hys or their very full age, any ſuche vntrue office, or inquiſicion or any law or cuſtome, to the contrary, in any wyſe notwythſtandyng. Alſo where one perſon or more is or ſhalbe founden, heire to the kynges tenaunt by office or inquiſicion, where any other perſone is or ſhalbe heire, or yf one perſon or mo be or ſhalbe founden heire, by office or inquiſicion in one countie, and an other perſonne or perſonnes is or ſhalbe founde heire to theſame perſon in an other countie, or if any perſon be or ſhalbe vntruely founden lunatike, Ideot or dead. Be it enacted by the aucthoritie aforeſayed, that euery perſon and perſonnes greued, or to bee greued by any ſuche office or inquiſicion, ſhall and may haue his or theyr trauerſe to theſame immediatlye, or after, at his or their pleaſure, and proſecute to triall therein and haue lyke remedie and aduauntage as in other caſes of trauerſe vpon vntrue inquiſicions, or offices founden, any law, vſage or cuſtome to the contrarie in any wyſe notwythſtandyng. Alſo where it is or ſhalbe hereafter vntruely founde, by office or inquiſicion, that any perſon or perſons attainted, or that ſhalbe attainted of treaſon, fellony or premunire, is or ſhalbe ſeazed of any lãdes, tenemẽtes, or hereditamẽtes, at any tyme of ſuche treaſon, felony or offence committed or done, or any time after, wherunto any other perſon or perſons hath or ſhal haue, any iuſt title or intereſt of any eſtate of freehold, That then in euery ſuch caſe euerie perſonne and perſonnes greued there by, ſhall haue hys or their trauerſe or *Monſtrannce de droit*, to theſame, wythout beyng dryuen to any petition of ryght, and like remedie and reſtitucion vpon his or their title founde or iudged for hym or them therin, as hath been accuſtomed, and vſed in other caſes of trauerſe, although the kynges Maieſtie hys heires or ſucceſſours, be or ſhalbe in ſuche caſe entitled to any ſuche landes, tenementes or hereditamentes by double matter of record, any law cuſtome or vſage to the contrarie in any wyſe notwithſtandyng.

AND further, be it enacted by the aucthoritie aforeſayd, that where any inquiſicion or office is or ſhalbe founden by theſe wordes or lyke

quod de quo vel de quibus, tenementa predicta tenentur inrat. predict ignorant, or els founde holden of the kyng Per que seruic, ignorant, or suche lyke, that in suche case suche Tenure, so incertenly founden, de quo uel de quibus tenementa predict, tenentur ignorant, shall not be taken for any immediat Tenure of the kyng, nor suche tenure so founden of the kyng, Per que seruic. ignorant, shall not be taken any tenure in Capite, but in suche cases, Amelius inquirendum, to be awarded as hath been accustomed in olde tyme, any vsage of later tyme, to the contrarie notwythstandyng.

AND be it further enacted by aucthoritie aforesayed, that wheare it is or shalbe founden, by any office or inquisicion, that any landes, tenementes, or hereditamentes, are or shalbe discended, remained, or comen to any heire wythin age, and in the kynges warde, or that ought to be in the kynges warde, and that suche landes, tenementes, or hereditamentes, are holden of the kyng, immediatlie, where in dede thesame are or shalbe holden, of some other common personne, and not of the king immediatlie: that in suche case suche heire or heires, shall and may haue their trauerse to thesame, within age, and lyke remedie, and restitucion vpon his or their title founden, or iudged for hym or them therein, as hath been accustomed and vsed, in other cases of trauerces, any law vsage or custome to the contrarie in any wyse, notwythstandyng. Also where the kynges maiestie, by hys prerogatiue ought to haue, aswell suche landes and tenementes, as be holden of other persones, as holden of hym selfe, immediatly, whereof hys tenaunt holdyng of hym in chief dieth seazed (his heire beyng within age) vntyll suche tyme as leuerie be sued by suche heire, and that the meane Lordes, of whom thesayd other landes and tenementes, of suche heire beholden, vse to spare the rentes due to them, for thesame landes or tenementes holden of them', duryng the kynges possession. And when suche heire hath sued, his or their liuery, thei vse by distresse or otherwyse to compell thesayed heyre, to pate to them the arrerages of suche their rentes, for suche tyme as thesayd landes, or tenementes were in the kynges possession by suche minoritie, where they should haue sued by peticion to the kinges maiestie, to haue obteined thesame out of the kynges handes, if thei would haue thesame whych is to the great detriment, losse and hinderaunce of such heire and heires: For redresse whereof, be it enacted by the aucthoritie of this present Parliament, that from hencefoorth suche meane lordes duryng such minoritie, shall haue, receiue, and take thesayed rentes, by the handes of such the kinges officers, as shalbe appointed to haue, receiue, and take the issues, reuenues, and profites of thesame landes and tenementes, so holden of suche meane Lordes duryng the minoritie and none age of suche heire and heires, and vntyll suche heire or heires, sue hys or their liuery, and that suche heire and heires vntyll suche tyme, as he or they shall haue sued their liuery, or might conuenientlie haue sued their liuery, shalbe thereof clerely discharged. And that suche officer and officers

shall

ſhall vpon requeſt made, paye theſame to ſuche meane Lordes (they geuing to ſuch officer and officers, a ſufficient acquitaunce or acquitaunces for the receipte of theſame). And that ſuche payment thereof made, wyth acquitaunce or acquitaunces therof ſhewed, ſhalbe to ſuche offycers a ſufficient diſcharge, againſt the kynges maieſtie and his heyres, vpon hys or their accompt, in that behalfe, any lawe, vſage, or cuſtome, heretofore had or vſed to the contrarie hereof, in any wyſe notwythſtandyng.

PROVIDED alwayes, and it is enacted by the aucthoritie aforeſayd, that thys act or any thyng therin conteyned, ſhall not in any wyſe extende to any inquiſicion, or office taken or founde at any tyme, before the .xx. daie of Marche next commyng, nor to hynder, preiudice or take awaie the tytle, intereſt, or poſſeſſion of our ſoueraigne lorde the king, or of any other perſon or perſons, growe or comen by vertue, meane or occaſion of any inquiſicion or offyce taken or founde before theſame daie, but that aſwell oure ſayed ſoueraigne Lorde the kyng, as all other perſon and perſons hauing any title, intereſt, or poſſeſſion by vertue, meane or occaſion of any inquiſicion or office, founde before theſame day ſhal and may haue, holde, and enioye theſame in lyke maner and fourme as though thys act had neuer been had or made, any thyng in theſame act, to the contrarie in any wyſe notwithſtandyng.

PROVIDED alſo, and it is enacted by the aucthoritie aforeſaid that in all ſuch caſes as any perſone or perſones ſhalbe enabled by this acte to haue any trauerſe, and ſhall purſue hys or theyr trauerſe, that then he or thei that ſhall purſue ſuche trauerſe, ſhal ſue one wrytte or ſeuerall writtes of *Scire facias*, (as the caſe ſhal require) againſt al and ſinguler ſuche perſones and perſone as ſhall haue intereſt by the kyng, or by hys patent or patentes, in lyke maner and fourme as is requiſite, vpon trauerſes or petitions heretofore perſued. And that in euery ſuche *Scire facias*, the patentes or other defendauntes ſhall haue lyke plees and aduauntage, as they had in any *Scire facias*, before thys tyme awarded againſt any patente in any caſe of petition. And alſo that vpon euerie trauerſe that ſhalbe purſued by vertue or meane of thys Acte, in ſuche caſe as the partie or parties that ſhall purſue any ſuche trauerſe ſhould by the ordre of the comen lawes of thys Realme, haue been put to ſue by petition to the kyng, there ſhalbe two wrytte or ſearche, graunted in maner and fourme as lyke wrytte haue ben graunted, vpon petitions made to the kyng.

PROVIDED alſo, and it is enacted by the aucthoritie aboueſayed, that if after any iudgement ſhalbe geuen vpon any trauerſe, that ſhalbe tended or ſued, by vertue or meane of thys Acte, it ſhall appere by any matter of record, that the king hath any other former title, right, or intereſt, to the manours, Landes, Tenementes, or other hereditamentes, mencioned in theſame trauerſe, that then theſame tytle, right,

and interest shalbe saued to the king, thesayd trauerse and Judgement there vpon geuen in any wyse notwythstandyng.

❧ An act for the true cozyng of Lether.

¶ The .ix. Chapiter

Albeit diuerse good and holsome lawes and Statutes, haue bene heretofore made, and deuised for the true tannyng, cozyng, and wozkyng of Lether, yet thzough the couetise of tãners, in ouer hasting their wozke by diuerse subtile, and craftie meanes, by negligence of the Serchers, and collusion of the Cozi-ars, that by dyuerse such statutes were aucthozised to trie thesayd Lether, and by the straite wozkmanshyp of the Cozdewayners, the kynges subiectes are not onely in their goodes, but also in the health of their bodies, much endomaged by occasion of yll shoes, and bootes, made of euill Lether: Therfoze, as the malice of man encreaseth to defraude the entent of good lawes, so lawes must ryse agaynst suche guyle, with the moze seueritie, daye by daye, for the due repzesse of thesame: Be it therfoze enacted, by aucthozite of this present Parliament, that the actes made in the .xix. yere of the late king of famous memozie, Henry the .vii. and in the .xxiii. yere, of the mooste noble and victozious king, Henry the eight, and all other actes and statutes heretofoze made, concernyng Tanners, Cozi-ars, and Cozdewayners, shall stande in their fozce and effect, accozdyng to the tenoz of the same in all thynges, not alt:red noz repeled heretofoze.

AND be it further enacted, by the aucthozitie afozesaid, that no person occupiyng the feat oz mistery of a Cozi-ar, Cozdewainer, Cobler, sadler, Gyrdler, Letherseller, Bottelmaker, oz any other artificer, shal from, and after the feast of Wighelmas next comming, sel oz cause to be solde oz put to sale any backes oz hydes of any English kinde, of tanned Lether, vnwzought, oz in suche kinde as he shal bye thesame (Calues skinnes onely except) vpon paine of fozfaiting, foz euery hide backe, oz parcell of lether that he shal so sel contrary to this statute .x. shyllynges.

AND be it further enacted, that no person, other then suche as shall occupie the feates oz misterie of a Cozi-ar, shal put to sale any maner Lether, cozried oz blacked, beyng vnwzought, oz vncut, vpon paine of fozfaiture the Lether so solde.

AND be it further enacted, that no persone oz persones, whyche occupieth the mistery oz ocupation of Cozdewayners, shall after thesayed feast, make oz cause to be made any bootes, shoes, slattoppes, oz slyppers, of Lether, but suche as shalbe made of good and sufficient tanned Lether, and well and truely cozyed after thys rate and sozte, that is to wytte, wette Lether, as that whyche should holde out wette; and dzye le-

ther

ther, as it behoued ſuche to be: And that theſayed Cozdewainers, and euery of theim, ſhall put in the inner ſoule of theſayed double ſouled ſhoes, bootes, ſtartoppes, and ſlyppers, Lether called the wombe, well and ſufficiently cozied, and in the treſwelles of the double ſouled ſhoes, the ſlaneke of the hyde oz ſkynne, ſufficiently cozied.

AND be it further enacted by the auctho3ite afozeſaid, foz the trew execution hereof, that the Maioz of the citie of London, and the Aldermen of theſame, foz the tyme beyng, ſhall yerely appointe foure Serchers, and one ouerſeer, oz mo by his oz their diſcretion, to be ſwozne befoze theſayd Maioz and Aldermen, foz the tyme beyng, to do their office truly, whyche ſhall by vertue of thys act, foure tymes in the yere at the leaſt, that is to ſaie: ones euery quartet, and oftener yf nede require, make true ſerche and bewe, in all, and euery houſe and houſes, place and places, aſwell within theſayd Citie, & the Suburbes therof, as in euery other place, within .iii. miles compaſſe of theſayd Citie, where any Tanner, Cozier, Shomaker, oz Cobler, doth oz ſhall dwell and occupie any of theſayd occupacions, foz all and euery bootes, ſtartoppes, ſhoes, and other thynges appertepning to the Crafte oz miſtery of Shomakers, oz Coblers, made oz wzought, contrarie to the purpozte of thys Statute, and alſo foz all maner of Lether, and other thyng, appertepnyng to the crafte oz occupacion of Cozziers, and Tanners, not well and ſufficiently cozied oz tanned, accozdyng to the meanyng of this act. And that all other Maiozs, Bailifes, and other hedde offycers, in all other Cities, Bozoughes, and Market Tounes of thys Realme, out of the circuite and compaſſe of theſayed .iii. miles, ſhal vpon paine of .xx. pounde euery yere, that thei make defaulte herein, appointe and ſwere yerely .iii. oz mo perſones of the beſt ſkilled men, within their offices, by their diſcretō to ſearche and bewe, within the pzecinct of their cities, Bozoughes, and tounes, whyche ſhall .iiii. times in the yere at the leaſt, that is to wytte, once euery quarter of a yere, make like ſearche within their lymites, and ſhall haue a marke oz ſeale pzepared foz that purpoſe as is aboue limitted, to be in London, and the ſuburbes of theſame. And that theſame ſearchers, oz one of them ſhall them ſelfes kepe theſayed Seale oz marke, and wyth theſame ſhall ſeale oz marke ſuche Lether as they ſhall fynde ſufficient, theſame ſearchers to haue foz theyz labour, accoz=ding as is limited in the Statute, made foz due ſearche, trial, and mar=kyng of the Lether in the .xxiii. yere of kyng Henry the eyght.

PROVIDED alwaies, that no lether being once ſearched and ſea=led oz marked as befoze ſayd, ſhalbe charged again with any other ſea=le oz ſearche. And yf theſayd ſearchers oz any of them, do find any lether ſolde oz offered to be ſolde, oz bzought to be ſearched oz marked inſuffi=ciently tanned, oz any lether not ſufficiently cozied, oz any ſtuffe made of ſuche lether, it ſhalbe lefull foz theſayd ſearchers, oz any of them, to ſeaſe theſame Lether and ſtuffe, made of Lether, as fozſayed, and to reteigne

thesame in their custodie, tyll thesame be tried before the Maior, Bailifes, and other hed officers of euery Citie, Borough, Toune, where suche seazure shall happen to be made: thesame triall to be made by. vi. expert men at the appoynctment of thesayd hedde officers, and. ii. of the Aldermen of thesayd Cities, Boroughes, and Tounes, vpon the othes of the sayed Triers.

AND also be it further enacted by the aucthoritie aforesayd, that yf any persone wyll wylfully wythstande or deny any suche searche to bee made accordyng to the tenure of thys act, as is aforesayed, or wyll not suffer thesayd searchers so sworne and appoincted to searche, to enter into hys or their house or houses, or other place where suche euill made shoes, bootes, and other the premisses, or any lether, deceiptfully and falsely tanned or coried, is or shalbe suspected or knowen to be: That then euery suche person and persones so deniyng and wythstanding, and not sufferyng thesayd searchers so sworne and appoincted for the time being to enter and make searche, shall lose and forfeyte, for euery tyme so deniyng and wythstandyng, fyue poundes.

AND further, be it enacted by the aucthoritie aforesayd, that yf the persones so to be assygned for the searche as is aforesayd, wyl or do make default in their searche and not searche. iiii, tymes of the yere as is aforesayd, except they be letted by some laufull inpediment, or doo allow or seale or cause to be sealed any Lether or stuffe, vnsufficiently tanned, coried or wrought, or do conceale any faultes founde in theire searche, that they and euery of them, that shall make default in searche or allow that is vnsufficient, or shall conceale defaultes founden, shall forfaite and lose. v. pounde for euery suche default, allowaunce or conseilement, wyttyngly done, and, so proued sufficiently against them.

PROVIDED alwaies, that it shalbe laufull to euery Cordeweiner or Shomaker, not onely wythin thesayed citie of London, but els where with in this Realme of England, to make al maner of shoes, bootes, slippers, and other necessaries for Dukes, Earles, Lordes, Knyghtes, Ladies, Esquiers, Gentelmen, and Gentelwomen, of such lether, and other thinges apperteining to their facultie, as their pleasure is to haue them made, for their money, and to al other persōs as thei shalbe speake them. Prouided alwayes, and be it enacted by the aucthoritie aforesaid, that they, ne any of them, shall put to sale, any shoes or bootes, of drye lether, betwene the last day of Septembre, and the first day of May, but to suche persons as shall so be speake them.

AND for asmuche as by cariyng and conueyghyng of lether ouer the Sea, lether is growen now in suche vnreasonable pryce, that the cōmons of this Realme, cannot now haue for. xii. pence, that thei myght in tymes past haue had for. viii pence: Be it therefore enacted by the aucthoritie aforesayd, that all and euery persone and persones, that frō and after the first daie of June, next commyng, shall shyp any backe or hydes

des or other lether or hydes, tanned, or vntanned, into the parties of beyonde the sea, shall paye for euery dycker of lether, called backes or hydes or other lether, or rawe hydes, treble custome.

PROVIDED alwaie, that this acte shall not extende to any lycence al ready graunted, for cariyng or conueighyng any lether ouer the sea, but that euery person which hath alreary obteined any such licence, may ship and cary thesame, paiyng such customes as thei might before the makyng of this act. And that no Shomaker, Cozier, or other person to his or their awne vse (Except tanners) shall bye any hyde in the heare or vntanned, to put thesame to tanning, vpon paine to forfayt for euery suche hyde. vi. shyllynges. viii. pence.

AND be it further enacted, that euery tanner from henceforth, shall cut euery wombe of euery Oxe hide. vi, inches brode, of euery steere hyde v. inches brode, and of euery Cow hide. viii. inches brode, of assise, in the narowest place, the whiche Oxe hyde, steere hyde, or Cow hyde, that shal be tanned for and in the kynde of sole lether, vpon payne of forfayture for euery wombe cut les then so mony inches brod of assise, as is aboue apointed. iii. shillinges. iiii. pence. And that no tanner shal cut any hide for a backe, but such as shalbe sufficient and wel lethered, vpon paine of forfaiture of thesame back or backes, not being sufficient & wel lethered And that no cozier which shal occupie the occupaciō of coziyng, shal her after refuse to cozrey any lether brought vnto him redde, by any cozdeweiner or other artificer, that occupieth any tāned lether in his occupacion, to the entent to be cozied, vpon reasonable agremēt for his paines, thesame to be deliuered well and suffiently cozyed to the owner thereof within. xxiiii. daies. All which forfaitures of somes of money aforsaied, shalbe deuided into. iii. equal partes, one parte wherof shalbe to the vse of our soueraigne Lorde the kyng, and an other parte, to hym or them that shall sue for thesame, and the thyrd part therof, shalbe to the vse of the citie, Borough, or Toune, wher the offence shalbe committed & done And be it further Enacted, that it shalbe lefull for euery man to sue for the same forfaytures of sommes of money, in any Courte or Courtes of recorde, by Byl, plainte, accion of debt, informacion or otherwise: In whiche sute, no essoyne, waget of law, or protection, shalbe admitted or allowed. And all suche bootes, shoes, and lether, as shalbe found vnsufficiently wrought, tanned, or cozyed, and declared by this acte to bee forfayted, shalbe seazed by thesayed searchers, or any other persone findyng the faulte thereof, and thesame stuffe forfayted, shalbe distributed as hereafter ensueth, that is to saye, suche stuffe so seazed wythin the sayed Citie of London, or wythin. iii. myles compasse of thesame, to be brought to the Guylde hall in London, there to bee deuyded into. iii. partes, whereof one parte, to be the first seasor of thesayed vnlawfull stuffe, and the other two parties to bee dystributed to thee poore folkes, aswell being with in the newe hospital of saincte Bartilmew in Londō as

as to ſuche poore houſholders, as ſhalbe inhabityng within the citie of London, or the circuite aforeſayd, at the diſcrecion of ſuche perſones as the Maior of theſayd Citie, and .iiii. Aldermen of theſame, for the tyme beyng ſhall appoinct for theſame. And that all ſuche bootes, ſhoes, and Lether, as ſhalbe found within any their Citie, Borough, Toune, within this Realme out of theſayd .iiii. miles cõpaſſe, vnſufficiently wrought tanned, or cored, as is aforeſayd, ſhalbe ſeaſed and taken as forfayted, and brought to the common hall of euery ſuch Citie, Borough, or toune and other conuenient, and open place, and .ii. partes thereof to be diſpoſed to the poore, and in other dedes of charitie, in thoſe partes, after the diſcrecion of the Maiors, Bailifes, hedde Boroughes, and .ii. other Aldermen of theſame Citie, Borough, or Toune. And where no ſuche officers be, then theſame to be done by a Juſtice of peace next adioyning, and by the Conſtables of the toune or village, where ſuch ſeaſure is or ſhalbe made, and theſayd ſearchers or firſt ſeaſor to haue the thyrd part of ſuche forfaiture for their payne,

PROVIDED alwaies, and be it enacted, that no ſuch vnlawfull lether ſo forfaited, be conuerted to any bootes or ſhoes, to be put to ſale again, vpon paine that euery perſõ that ſo ſhall conuert theſame to forfeit theſame ſtuf, & .vi.s. viii.d. ouer for euery time ſo doing & offending.

PROVIDED alwaies, and be it enacted by thauctoritie aforeſayd, that it ſhalbe lefull to all Cordewayners. Shomakers, and Coblers, aboue mencioned, for the better auoiding of the payne aboueſayd, on thẽ appoincted, in caſe they ſhould make, or ſel, any bootes, or ſhoes, of lether, not ſufficiently cored, from henceforth to cory and dreſſe by their ſelfes or theyr ſeruauntes, all ſuche Lether, as they or any of ehem ſhal cõuert into bootes, ſhoes, ſlippers, or other thinges apperteining, to the miſtery of Cordeweyners, or Coblers, and none other: the ſtatute in the .xix. yere of the king of famous memory, Henry the .viii. heretofore made to the cõtrarie hereof, notwithſtãding. And for the better execuciõ of this preſẽt act, be it enacted that al iuſtices of aſſiſe, iuſtices of Gaole deliuery, iuſtices of peax and ſtewardes of fraunchelies, letes and laudaies, within their ſeuerall precyncles, and Maiors of London, for the tyme beyng, wythin theſayd .iii. myles, and all other Maiors, Balifes, and other hed officers of Cities, Boroughes, and tounes, wythin theyr ſeuerall precinctes, out of theſayed circuite and compaſſe of .iii. myles, ſhal enquire of al the premiſſes in their ſeſſions, lete or laudate, and here and determin theſame, and alſo by their diſcrecions examyn al perſons ſuppoſed to offende this act or any parte therof.

PROVIDED alwaies, and be it enacted, that the Girdlers of this Realme, maye ſell thir necke, wombes and ſhredes, of tanned Lether to any perſon or perſones, wythout any forfait, payne, or penaltie to bee yelded for theſame, any thyng conteyned in theſame, to the contrary not withſtanding.

Pro-

PROVIDED alwaie, that it ſhalbe lefull for all maner of Shomakers, Coblers, Sadlers, Gyrdlers, Bodgemakers, and al other artificers, bſyng lether in their arte, to bye all kinde of tãned Lether, beyng firſt ſealed as aforeſayed, to be conuerted to any thyng, belongyng only to their occupacion, at Leden hall in London, vpon euery Mondaye in the yere, though neither the byer, nor ſeller, be free of theſayd citie of Lõdon, without encurring any penaltie or daungier for theſame any thing in this acte conteyned, or any other thyng or thynges, to the contrarie hereof notwythſtandyng.

PROVIDED alſo, that no perſone nor perſones, ſhalbe moleſted ſued or vexed, for any forfaiture or penaltie, compriſed within this acte, except the ſute thereof be commenſed wythin one yere after the offence committed.

PROVIDED alwaies, and be it enacted, that this preſent acte, or any thyng therin conteyned, ſhall not in any wyſe extend to be preiudiciall or hurtfull, to any Lorde or lordes, perſone or perſones, bodies politique, and corporate, or any of them, their heires or ſucceſſours, or the heires or ſucceſſours, of any of them, touchyng, any fayre or Market, Seale, Serche, Libertie, Fraunchiſe, Priuilege, Profite, Commoditie, Forfaiture, Fines, or Emolument, whyche they or any of them haue, or ought to haue, by any lawfull intereſt, or title, before the commencemẽt and beginning of this preſent parliament, but that thei and euery of thẽ may and ſhall haue, enioye, perceyue, take and kepe, all and ſynguler their Faires, Markettes, Seale, Searches, Liberties, Fraunchiſes Profites, Commodities, Forfaitures, and Fines ryſyng, commyng and growing by reaſon of this acte, any clauſe, article or ſentẽce, in this preſent act or ſtatute, to the contrarie in any wiſe, notwythſtandyng. Thys acte to endure to thende of the next Parliament.

¶ An act for the true makyng of Malte.

The xvi. Chapiter.

WHere diuerſe and ſundrie perſons taking vpon thẽ the arte and miſterie of Maltmaking, and ſundry other perſons tenderyng more their owne priuate lucre, gaine, and profit, then the holſome victelyng of the kinges maieſtie, the nobilitie of this realme, and other hys graces Subiectes, haue nowe of late by theyr inſaciable, couetous, and greadye myndes, accuſtomably, and commonly made much Malte, vnpure and vnſeaſonable, for that they haue made theſame malt, in eight or nine dates wher in dede theſame cannot be wel and perfectly made, onles it haue the tyme & ſpace of. xvii. dates, in the makyng therof. And where alſo diuerſe and ſundrie of theſaid makers of Malt, com-

commonly haue and doo slackly and discreetfully drye the Malte, so by them made, for that they woulde haue an inordinate encrease thereof by the swellyng of the sayed Malte, whereby the same Malt not being sufficiently dryed, cannot be kepte any long tyme or space, but it will be mustie and full of weuelles, whereby no holsome dryncke for mannes body can by any meanes be thereof made, which is not only to the great peryll and daunger, of the nobilitie, and other the kynges hyghnes subiectes wythin thys Realme, and also to the great losse and decay of the common wealth of the same, but also an vtter impouerysshment of the Brewers of thys sayed Realme, for that the sayed Brewers (ouer and beside the vnwholsomenes of the dryncke, whych is commonly made thereof) can nat make so muche dryncke of fyftye quarters of Malte, beyng so euyll dryed and made, as they myght and can make, of foryty quarters beyng well and truely made. And also forasmuche as dyuerse and sundry personnes myndyng and seekyng their awne priuat and excessiue game and profyte, forgettyng thereby their dutie and the order of charitie towardes the common welthe and theyr neyghbours in thys behaulfe, doo commonlie vse to put, and myxt good Malt and euyll Malte together, and after put the same Malte to sale as good Malte, whereby many of the kynges Subiectes haue been, and are lyke to bee very often deceaued to theyr great losse and hynderaunce, contrarie to the honest, seemly, and Godly byeng, sellyng and commutacion, that should and ought to bee amonges Christian people, specyally in thynges concernyng the sustentacion and sustenaunce of mans bodie: For remedie whereof, it male pleale the kynges maiestie, wyth the aduise of hys Lordes Spirituall and Temporal, and the Commōs in this present parliamēt assembled, that it may be established and enacted by auctoritie of the same, that no suche persome or personnes at any tyme, and after the fyrste daye of Marche nexte commyng, shall make any barly Malte (the monethes of June, July and Auguste, onely excepte) But that the same shall haue in makyng thereof, that is to saye: in the fat, flowre, steppyng, and suffient dryeng of the same Malte, three Wekes at the leaste, and that no suche persone or personnes at any tyme wythin the sayed Monethes of June, July, and Auguste, shall make any Barly Malte, Excepte the same haue in the fatte, flowre, steppyng and sufficient dryeng, the time and space of. xvii. daies at the least, vnder and wythout whyche tyme and times the sayed Malte can not be well and perfytelie made, nor holsome for mannes bodie: vpon paine to forfaite and lose, for euerie quarter of Malte, whyche shalbe made by any persone or personnes, contrarie to the Tenour, purpose, and true meanyng of thys Acte, twoo shyllynges. And be it further enacted by auctoritie aforesayed, that no persone or personnes, after the fyrst of Marche next commyng shall myngle or put together any Malte, not being wel and sufficiētly made, or being made of Mowburnt or spyred

barly

barly wyth other good Malte, and after put thesame so mingled to sale vpon payne to forfaite and lose, for euery quarter so myngled and put to sale, two shyllynges.

AND be it also further enacted by thaucthorite aforesaid, that if any person or persones, after the last day of January nexte commyng, shall put to sale any Malte, whych shall not be sufficiently and well troden, rubbed, and well fanned, wherby there may be conueniently fanned out of one quarter therof, halfe a pecke of dust, or more, that then the person so puttyng thesame to sale, shall forfayte and lose for euery quarter so put to sale. xx. pence. The moytie of all whyche forfaitures to be to the kyng our soueraigne Lorde, and the thother moitie thereof, to the party that wyll sue for thesame by accion of debt, byll, Pleint, or informacion in any of the kynges courtes, where in no proteccion, wager of lawe, nor essoyn nor iniunction, shalbe allowed or admitted.

AND be it further enacted by thauctoritie aforesayed, that the iustices of peace in euery of their cessions, and also the steward in euery leete, shall haue full powre and aucthoritie, by vertue of this acte, to enquire here, and determine aswell by presentment of. xii. men, as by accusacion or informacion of two honest wytnesses of, for, and vpon all and euerie the offences, and forfaytures aforesayed, aswell for the Kyng, as for the partie that shall sue, procure, or cause thesame to be presented as is beforesayed. And that the Baylyfes and Constables of euery borowe, or market toune, or other toune where any such malte shalbe made or put to sale, he shall haue full powre and aucthoritie, from tyme to tyme, to vewe, serche, and suruey all suche Malt, as shalbe made or put to sale, within any of thesayd tounes. And if any of thē, shal therupon fynd any Malte so put to sale, beyng euill made or myngled wyth yll Malte, cōtrarie to the tenour and true meanyng of thys present acte: That then thesayed Baylyfe or Constable, so fyndyng any suche Malte euil made, or myngled, as is before sayed, wyth thaduise of one iustice of the peax, wythin thesame sheer, shall cause thesame to bee solde to suche persone or personnes, and at suche reasonable pryce or pryces, and vnder the commen pryce of the Market, as to hys dyscrecion shall seme necessarie and expedient. Prouided alwaye, and be it also enacted by the aucthoritie aforesaied, that thys acte nor any thyng therein conteined shall extend to charge, or be to the makyng of Malte for any mans owne prouision for hys owne house or familie, neither preiudiciall to any person or persones, for or concernyng any of the offences or forfaitures aforesayed. Except he or they so offendyng, shall happen to be sued, presented and accused for thesame, in maner and fourme aforesayed, wythin one yere nexte after any suche offence or offences to bee done or committed, any thyng in this present acte to the contrary notwythstandyng: Thys present acte to continue vntyll thende of the next Parliament.

The

¶ The. xi. Chapiter.

¶ An acte for true tannyng of Lether.

WHere before this tyme diuerse good estatutes haue been made for the true tanning of lether wherin cõsisteth a great common wealthe and commoditie to al mẽ, for that euery sorte of people of necessite must vse and haue Lether for diuerse and sundrie purposes: for lacke of true tanning whereof, euery man is not only put to great losse and charge, but also by the naughtynes thereof doth take diuerse and sundrie diseases to the shortenyng of theyr lyues: and yet notwithstanding the said good estatutes in that case prouided, it is manifest to al persõs that there was neuer worse Lether, vsed or made wythin thys Realme, then hath lately been and nowe is vsed, and made within the same. The chiefe cause whereof commeth by reason of the euyl and disceiptfull tãnyng of the same Lether. For albeit the Cozyer, and also the shomaker or other artificer, do hys or their diligence neuer so well, yet nothyng made therewith can be good, perfight, or profytable as it ought or should be, the Lether not beyng well and sufficiently tanned: the occasion of the naughtie tannyng wherof groweth muche by the gredines of the gaine of the tãner, for that thei couet to set forth the same to sale, wt more spede and shorter time, then it can be well and perfectly tanned, and haue hys due tyme requisite and necessarie for the true tannyng of the same. For where as in times past the hides or lether were wonte to lye in the tanne fattes by the space of one yere, or fyue quarters of the yere before it was taken out of the same fattes or put to sale: Nowe for the spedy vtteraũce and tannyng thereof, thei haue inuented diuerse and sundrie deceitfull and craftie meanes, to haue the same lether tanned, sometime in thre wekes, and sometime in one moneth or syre wekes at the moste, as by craft of ouer lympyng therof in their lyme pittes, or otherwise by laiyng therof in their fattes set in their olde tanne hylles, where it shalbe tanned wyth the hot ozis, taking vnkind heate in the same hyl, and sometime by putting of lething hote lyere with their ozis into their tanne fattes, wher the same hydes or lether lye, which thei moste commonlie do practize in the night time, and by diuerse and many other such craftie and subtile meanes, whereby thei make lether to seme to them that haue not the knowlege or skyl thereof, to be aswell and sufficiently tanned within the space of thre Wekes, or a moneth, or syre wekes at the moste, as yf it had lyne in the fattes vntyll it had the full tyme requisite for the true tannyng of the same, whyche should haue been at the leaste by the space of thre quarters of a yere. For remedie whereof, and to the entente that Lether mate hereafter be sufficientlie and truely tanned, and haue hys full

kynde

kynde and perfection as is requisite for thesame: Be it enacted by the kyng our souereigne lorde with the assent of the Lordes and Commons in this present Parliament assembled and by the aucthoritie of thesame, that all actes heretofore made, concernyng the true Tannyng of Lether not beyng yet repeled, shal stande in their full strength and force and be put in due execution. And furthermore, that no person or persones occupiyng, or that hereafter shall occupy, the misterie or craft of a Tanner, shal after the first day of May next cõmyng, put any Tãned Lether to sale (Calues skynnes only except) Tãned or myxed with Alder barke, Tapworth, Mele, Ashes or Culuer dong. And that thesame Lether so put to sale, hath lyen in the tãne Dyis well and sufficiently wrought and chaunged by the space of thre quarters of one yere at the least, vpon paine that euery suche person or persones, puttyng any Tanned Lether to sale Tanned contrary to the fourme of this estatute, shal forfaite the same Lether so put to sale, and further for euery hyde therof vi.s. viii.d. And that it shalbe lefull to euery person or persones, to seaze thesame Lether so put to sale contrary to this act as forfaite. And that he that shall so seaze thesame Lether, shall haue the one halfe of thesame Lether so seazed, and the kyng the other halfe, and that he that wil sue for thesame forfaiture of vi.s. viii.d. for euery of thesame Hydes so forfaite as for thesayd Lether so forfaited, as is aforesayd, by way of informacion, bylle, plaint, or accion of debt in any of the Kynges courtes of Recorde, wherin no wager of lawe, Essoyne or Protection shalbe allowed, shall haue the one halfe and the kyng the other halfe.

And be it further enacted by the auctheritie aforesayd that after and from thesayd first daye of Maye next comming, no person or persones, shall ouerlyme, or ouerburne with Lyme any Hydes in their Lymepytes, nor shall set any their fattes in Tanne hylles or other places where the Dyis or Lether that shalbe put to tanne in thesame, shal or may take any vnkynde heates, or shall put any hote licor, or hote Dyis into their fattes wherin any Hydes or Lether shalbe put to tannyng, or shal practise any other deceiptfull wayes or meanes for the ouerspedy tannyng of any hydes or lether, or wherby any hydes or lether shalbe brunt, skalded or marred in the tannyng thereof, vpon the paynes and penalties aforesayd. And that it shalbe lawful to and for the Justices of the Peace for the tyme beyng, and to euery person and persones, hauyng auctheritie by ỹ lawes and estatutes of this realme, to searche, vewe and marke tanned lether, to entre at all reasonable tyme and tymes into the Tanne houses of any person and persones, vsyng and exercisyng the misterie or crafte of Tannyng of Lether, and to searche their Tanne fattes that stande or be in their Tannehouses or other places. And if any suche Justice or searcher shall fynde or perceiue Hydes or Lether put in any suche fatte or fattes set in their Tãnhylles, otherwise deceiptfully tanned, or ouerlymed or burnt wt Lyme, or tãned cõtrary to this estatute:

that then it shalbe lefull to euery suche Justice and searcher or searchers so findyng thesame, to seaze thesame Hydes & Lether and to take the one moytie therof to the vse of our sayd souereigne lord the kyng & the other moytie therof to his owne vse: and in case he cannot seaze and haue the same by way of seasure, that then thesame Justice and Searcher or any of theim may sue for thesame or the value thereof, in any of the kynges courtes of Record by informacion, byl, plaint, or accion of debt or Detinue, wherein no essoyne, wager of lawe, or protection shalbe allowed, & the kyng to haue the one halfe of all thesayd forfaytures, and the partie that so sueth, the other halfe.

And be it further enacted by the aucthoritie aforesayd, that no person or persones occupiyng, or that shall hereafter occupy or exercise the craft or mistery of Tanners, shall cut any Hyde or Hydes of Stere or Cowe for clowte Lether, or to make any clowte Lether thereof: But that they and euery of them shal sell and vtter all and euery their Hydes of Cowe and Stere, whole and vncut, vpon payne and forfayture of the losse of thesame hydes so cut and vi.s.viii.d. for euery Hyde so cut: & that euery person and persones, that wyll seaze thesame Lether or sue for thesame forfaitures, as is before limitted for the penalties aforesayd, shall haue the one halfe therof and the kyng the other halfe.

And be it enacted by thesayd aucthoritie, that no person or persones shal after thesayd first day of May, Tāne any maner of Felles, or shepe skynnes or put to sale, vpon paine of forfaiture of thesame skynnes and vi.s.viii.d. for euery shepe skinne so tanned or solde, the one halfe therof to be to the kyng, and the other halfe thereof, to be to him that will seaze or sue for thesame, by any of the wayes or meanes aforesayd: This acte to endure to the ende of the next Parliament.

Prouided alwayes and be it enacted, that this present acte or any thyng therin contayned, shal not in any wise extend to be preiudicial or hurtful to any Lord or Lordes, person or persons, bodies politique and corporate or any of theim, their heires or successors, or the heires or successors of any of them, touchyng any Fayre or Market, seale, searche, libertie, fraūchise, priuilege, profite, cōmoditie, forfaiture, fines, or emolument, whiche they or any of them, haue or ought to haue by any lawfull interest, or title before the comencement and beginnyng of this present Parliament: But that thei and euery of them, may and shal haue, enioy, perceiue, take and kepe, all and singuler their Fayres, Markettes, seale, searches, liberties, fraunchises, profites, cōmodities, forfaitures & fines, risyng, commyng and growyng, by reason of this act, any clause, article or sentence in this present act or statute to the contrary in any wise notwithstandyng: this act to endure vnto the ende of the next Parliament.

The xii. Chapiter.

¶ An act for thassuraunce to the tenauntes of grauntes and leases made of the Duke of Somersettes demeane landes.

Whereas

WHere as the right excellent Prince Edwarde Duke of Somerset hath heretofore ordayned, constituted and made, diuers persones to be Stewardes, and Surueyors, of diuers and sundry his honours, Manors, lãdes, tenementes, and hereditamentes, by his sufficient writyng or writynges in the lawe, signed & sealed by the sayd duke, & hereafter may at his will and pleasure ordain, cõstitute and make diuers & sundry stewardes & surueiors, of any his honors Manors, lãdes tenementes, or hereditamẽtes, whiche the sayd Stewardes and Surueiors heretofore so cõstituted and made or suche & as many of thẽ as by any suche writyng of the sayd duke, wer appointed or authorised to make leases or grauntes, of any the landes, tenementes, or hereditamẽtes, of the sayd duke: haue according vnto the tenor and effect of their sayd cõmission, & writynges graũted and made, for & in the behalf of the sayd duke, many demises, leases, & grauntes for terme of life, or liues, of diuers percels of the honors, manors, meases, lãdes, tenemẽtes, or other hereditamẽtes, beyng percel of the possessions of the sayd duke, whiche be, or haue been cõmonly called or knowen, by the name of Demeane lãdes, Bartõ landes, ouer lande, or Borde lãdes, or by any other name, or names, by copye of court Roll of the honor, or Manor, wherin or nere vnto whiche honor, or Manor of the same, lãdes, tenementes, or hereditamẽtes, so graũted or letten, are, or be, for and duryng suche & those estates, and termes, for life, or liues, as been rehersed limitted, and appointed, by and in the copies of court Roll, to them seuerally therof had, and made, and according vnto the customes of the honors, or Manors, wherin or nere vnto whiche, the sayd landes, tenemẽtes, or hereditamẽtes so letten or graũted, are, or be in like maner, forme and condition, and with like and the same customes, vsages, and liberties, benefites, commodities, and priuileges, as the auncient and customary tenementes and copyholders of the olde customary and copyhold landes of the sayd honor, or Manor, where suche demeane landes, or Barton landes, or other the sayd landes, are lyng or beyng, or whereof any of the sayd Meaſles, landes, tenementes, or other hereditamẽts be, or haue been accompted, letten, or reputed, for or as part or parcel, haue vsed, do or ought to do, by the customes and, vsages of the sayd honor, or Manor, where as of trouth no custom or vsage, can or may, by the lawes of this realme, be annexed or knit to any meaſles, landes, tenementes, or hereditamẽtes letten, or to be letten, by copy of court Roll, to any person or persones, albeit those wordes *secundum consuetudinem manerij*, be rehersed and expiesſed in the sayd court Rolle, or copy therof, had or made, except that the same meaſles, landes, tenementes or other hereditamẽtes so letten, be olde customary or copyholde landes and haue been vsed by all the tyme whereof memory of mã is not to the contrary, to be letten, or demised, by copy of court Roll, or otherwise at the will of the lorde, according vnto the custome of the sayd honor or Manor: And for that cause, suche and

thoſe leaſſes, demiſes, and graũtes made or to be made, for terme of life, or liues by copie of court Rolle of demeane, or Barton landes, or other thelaied landes, and not being olde cuſtomarie or copihold landes, nor hauing any liuery, or ſeaſon of thelame, ben by the lawes of this realme of no better force, then leaſes made, or to be made, onely for ẏ during the wyll and pleaſure of the leſſours and grauntours therof, at and by the comẽ law: by reaſon wherof, diuerſe of thoſe perſons to whom any ſuch leaſes or grauntes, by copie of court Roll be or haue ben had and made or hereafter ſhalbe had, or made, of or in any ſuch meaſſes, landes, tenementes, or other hereditamentes, may be hereafter by ſome of the heires or aſſignes of thelaied Duke, or by any other whiche ſhall or may haue any eſtate therin, by or frõ ſome of them, or vnder the title of ſome of thẽ expulſed ẏ put out of thelaid meaſes, landes, tenementes, and hereditamentes, commonly called demeanes or Barton landes, or other thelaid lãdes ſo takẽ, or to be takẽ, as is aforelaid, contrary to equitie ẏ conſcience, ẏ contrary to the true meaning of thelaid duke, ẏ to the great empoueriſhment of thoſe perſons that ſo haue takẽ or ſhal take any of the ſame by copie of court Roll: for remedy wherof, ẏ for the relief, aide, and better ſuerty of ſuch perſons, as haue takẽ or had, or hereafter ſhal take, or haue, any leaſes, or graũtes by copie of court roll, according vnto the cuſtome of any honour or manor, which is, hath ben, or ſhalbe parcel of the poſſeſſions of thelaid duke: theſaid duke of his charitable mind, and accuſtomed goodnes, hũblie beſeecheth the kinges moſt excellẽt maieſtie, ẏ the lordes ẏ commons in this preſent parliamẽt aſſẽbled, that it may be ordeined, and enacted by auctheritie of parliament, in maner ẏ fourme folowing (that is to ſaie) that al leaſes, ẏ graũtes, had, made or graũted, or hereafter to be had, made, or graũted, by copy of court roll for terme of life, or liues, not exceding three liues at the moſt of any meaſſe or meaſſes, landes, tenementes, poſſeſſions, reuercions, or other hereditamentes called demeane lãdes, or Bartõ landes, or by any other name, or names, parcel of the poſſeſſiõs of thelaid duke, ẏ graunted or made by ſuch ẏ as many of thoſe perſones, which at any time or times heretofore haue ben auctheriſed by any writting ſygned ẏ ſealed by thelaied dukes, to make any demiſes, or leaſes, or graũtes of any his meaſſes, landes, tenemẽtes, poſſeſſions, or hereditamẽtes, ẏ alſo al other leaſes, ẏ graũtes hereafter to be made, had or graunted, by any perſon or perſons whiche ſhalbe at any time hereafter by the ſufficient writting in the law of thelaied duke ordeined, conſtituted, or made, Stuarde, or Suruetour of any the manours, meaſſes, landes, tenementes, poſſeſſions, or hereditamentes, of the ſaied Duke, by Coppe of courte Rolle, of any thelaied Meaſſes, landes, tenementes, reuercions, poſſeſſions, or hereditamentes, for terme of lyfe, or lyues, not exceedyng three lyues, whyche Leaſe and graunt, or the true Coppe therof, ſhalbee wythin one yere nexte after the makyng of any ſuche leaſe, or graunt, by Copie of court Rolle, entred, and wryten in a boke, or roll, and whiche boke or rolle, after the entrie therof

ſhalbe

shalbe sygned and subscribed with the hand of thesaied Duke, or of his heires, shalbe of such like & thesame force, strength, & effect in the law, to al ententes, constructiõs, & purposes, to such and those persones to whõ thesame shalbe so letten, or graunted, by name expressed in thesaid lease, or graunt, according vnto the estates & termes mencioned in the leases, and graũtes therof, as if the meases, landes, tenemẽtes, reuersions, possessions, and hereditamentes, wherof such lease, demise, or graunt, is, or shalbe made, be copie of court rolle, were made of the old auncient customary or copihold lãdes, of the honor or mannor, mẽcioned in such lease, graunt or copy of court Rolle, which haue ben demised, or demissible by copie of court Rolle, of thesaid honor or mannor or otherwise according vnto the custome of thesaid honor, or mannor, by all the tyme wherof memorie of man is not to the contrarie. And that the leases, grauntes, and tenauntes therof, shall yelde, do, and paie, and be bounde to paye, yelde and do to thesaid Duke, his heires, and assignes, and to other the Lorde or Lordes of thesaid, honor or mannor for the tyme beyng, lyke, and as muche rentes, for thesame, as at any tyme heretofore haue been, yelden and payde, and all other dueties, seruices, & customes, and vpon like paines, forfaitures, and penalties, and shal haue and enioye al such lyke laufull customes, liberties, vsages, and aduauntages, knyt to thesame measses, landes, tenementes and hereditamẽtes, so by them, or any of them taken, or to be taken, during their seuerall estates & interestes, of, and in thesame by force of thesaid copies, or customes, as the auncient and olde customary and copiholde tenementes of thesaied honor or mannor where thesaid copiholders or customatie tenementes bee, haue been or shalbe taken, or had, haue laufully vsed, or ought laufully by ỹ custome of thesaied honor, or mannor, to yelde, do, paie, or haue, any law vsage or custome to the contrary hereof in any wise notwithstanding: saying to euery persone & persones, bodies politique and corporat, their heires and successours, and the heires and successours of euery of them, other then thesaied Duke, and his heires, and euery persone and persones, bodies politique and corporate, and the heires and successours of euery or any of them, which shall haue any estate, possession, or interest, in or to any of the premisses, by thesaied Duke, or by any of his heires, or vnder the title of thesaied Duke, al such right, title, vse, interest, commoditie, and profit, of, in and to al & euery thesaid honours, mannours, landes, tenementes, hereditamẽtes and other the premisses, and to euery part and parcel therof, as they or any of them had, or ought to haue had, before the making of this acte, and as though this act had neuer been had, ne made, any thing in this acte conteined to the cõtrary in any wyse notwithstanding.

¶ The. xiii. Chapiter.

An acte for the true payment of Tythes.

WHere in the Parliamẽt holden at Weſtminſter the.xiiii. day of Febꝛuary in the. xxvii. yere of the reigne of the late kyng of moſt famous memoꝛie kyng Henry the eight, ther was one act made cõcerning paiment of tythes pꝛedial and perſonal. And alſo in an other Parliament holden at Weſtminſter the xxiiii day of July in the xxxii. yere of the reigne of thelaid late kyng Henry the eight, an other act was made concerning true paimẽt of Tithes and offrynges, in which ſeueral actes many & diuers thynges be omitted and left out, which were cõueniẽt and very neceſſary to be added to thelame: in conſideracion wherof & to thintent thelaied tithes may be hereafter truly paide accoꝛding to the minde of the makers of thelaied actes: Be it oꝛdeined and enacted by the kyng our ſoueraigne loꝛd with the aſſent of the loꝛdes ſpiritual & tempoꝛal and the commons in this pꝛeſent parliament aſſembled, & by the auctholitie of thelame, that not only thelaid actes made in thelaid. xxvii. and. xxxii. yeres of the reigne of thelaid late kyng henry the eight cõcerning true paiment of tithes, and euery article and bꝛaunche therin conteined, ſhall abide & ſtande in their ful ſtrength and vertue, but alſo be it further enacted by the auctholitie of this pꝛeſent parliament, that euery of the kynges ſubiectes, ſhall frõ henceforth truely and Juſtly without fraude oꝛ gyle, deuide, ſett oute, yelde and paye all maner of their pꝛediall tythes in their pꝛopꝛe kynde as they ryſe and happen, in ſuche maner and fourme as hath been of ryght yelded and payed within fourty yeres nexte befoꝛe the makyng of this Acte, oꝛ of ryght oꝛ Cuſtome ought to haue been payed. And that no perſone ſhall from henceforth take oꝛ cary awaye any ſuche oꝛ lyke Tythes whiche haue been yelded oꝛ paied within thelaied fourty yeres oꝛ of right ought to haue been paied in the place oꝛ places tithable of thelame, befoꝛe he hath luſtely deuided oꝛ ſet foꝛth foꝛ the Tythe thereof the tenth part of thelame, oꝛ otherwiſe agreed foꝛ thelame Tythes with the perſone, vicare, oꝛ other owner, pꝛopꝛietoꝛie oꝛ fermoure of thelame Tythes. vnder the payne of foꝛfaiture of treble value of the Tythes ſo taken oꝛ caryed awaye.

AND be it alſo enacted by the auctholitie afoꝛeſaid, that at al times whenſoeuer & as often as thelaied pꝛediall tythes ſhalbe due at the tything tyme of thelame, it to be lefull to euery partie to whom any of the ſayd tithes ought to be paied oꝛ his deputie, oꝛ ſeruaunt, to view and ſee their ſaied tithes to be luſtly & truly ſet foꝛth & ſeuered frõ the.iꝛ. partes and thelame quietly to take & cary away. And if any perſone caryaway his coꝛne oꝛ haye, oꝛ his other pꝛedial tythes befoꝛe the tith therof be ſet foꝛth oꝛ willingly withdꝛaw his tythes of thelame oꝛ of ſuch other thinges, wherof pꝛedial tithes ought to be paied, oꝛ do ſtop oꝛ let the perſon, vicar, pꝛopꝛietoꝛie, owner oꝛ other ther deputies oꝛ fermours, to view, take and cary away their tythes as is abouelaid, by reaſon wherof the

ſaid

ſaid tithe or tenthe is loſte, impaired, or hurte that then vpon due proffe therof made, before the ſpiritual iudge or any other iudge to whō heretofore he might haue made complaint, the partie ſo carying away, withdrawing, letting or ſtopping, ſhall paie the double value of the tenthe or tithe ſo taken, loſt, withdrawen or carted away, ouer & beſides the coſtes, charges & expentes of the ſute in theſame, theſame to be recouered before ỳ eccleſiaſticall iudge, accordig to ỳ kinges eccleſiaſtical lawes.

AND be it further enacted by the aucthoritie aforeſaid, that all and euery perſō which hath or ſhal haue any beaſtes or other cattel tithable going, feding, or depaſturing in any waſt or cōmon ground, wherof the pariſhe is not certainly knowen, ſhal pay their tithes for the increaſe of theſaid cattal ſo going in theſaid waſt or common, to the perſon, vicare, proprietorie, portionarie, owner or other their Fermours or deputies of the parſhe, hamlet, Toune or other place where the owner of theſaied cattall inhabyteth or dwelleth.

PROVIDED alwaies, and be it enacted by the aucthoritie aforeſaid, ỳ no perſon ſhalbe ſued or otherwiſe cōpelled to yelde, geue or pay any maner of tithes for any manours, landes, tenementes or hereditamentes, which by the lawes & ſtatutes of this realme, or by any priuilege or preſcripcion are not chargeable with the paiment of any ſuche tythes, or that be diſcharged by any compoſicion reall.

PROVIDED alwaies & be it enated by the aucthoritie aforeſaid, that al ſuch barē heath or waſt groūd, other then ſuch as be diſcharged for the paimēt of tithes by act or parliamēt, which before this time haue laine baren & paied no tithes by reaſon of theſame barēnes, & now be or hereafter ſhalbe emproued & conuerted into arrable ground or medow, ſhal frō hēcefoorth after the ende & terme of. viii. yeres next after ſuch emprouemēt fully ended & determined, pay tith for ỳ corne & hay growing vpō theſame, any thing in this act to ỳ cōtrary in anywiſe not wſtandig.

PROVIDED alwaies & be it enacted by the aucthoritie aforſaid, that if any ſuch barren, waſt or heath ground, hath before this time ben charged wth the paiment of any tithes, & that theſame be herafter emproued & conuerted into arrable ground or medow, that then the owner or owners therof ſhal, during. viii. yeres next folowing, frō & after theſame emprouemēt pay ſuch kīd of tith as was paid for theſame before theſaid emprouemēt, any thing in this act to ỳ cōtrary in any wiſe not wſtandig

AND be it alſo further enacted by thaucthoritie aforeſaid, that euery perſō exerciſing merchaūdiſes, bargaining & ſelling, clothing, hādicraft or other arte or facultie, being ſuch kind of perſons, & in ſuch places as hertofore wtin this. xl. yeres haue accuſtomably vſed to pay ſuch perſonal tithes or of right ought to pay, other thē ſuch as ben cōmon day labourers, ſhal yerely at or before ỳ feaſt of Eaſter pay for his perſonal tithes, the tenth part of his clere gaines, his charges & expēſes according to his eſtate, cōdicion or degre, to be therin abated, alowed, & deducted.

PROVIDED alwaies, and be it enacted, that in all suche places where handicraftes men haue vsed to paie their tythes within this. xl. yeres, thesame custome of paiment of tithes to be obserued and to continue, any thing in this act to the contrary notwithstanding.

AND be it also enacted by the aucthoritie aforesaid, that if any persone refuse to paie his personall tithes in fourme aforesaied, that then it shalbe lefull to the Ordinary of thesame dioces where the partie that so ought to paie thesaied tythes is dwellyng, to call thesame partie before him, and by his discretion to examen him by all lawfull and reasonable meanes, other then by ye parties owne corporal othe, concerning the true paiment of thesaid personall tythes.

PROVIDED alwaies & be it enacted by the aucthoritie aforsaid, that all & euery persō and persones whiche by the lawes or customes of this realme ought to make or paie their offringes, shal yerely frō henceforth wel & truly content and paie his or their offringes, to the persō, vicar, proprietorie, or their deputies or fermours of the parish or parishes wher it shal fortune or happē him or thē to dwel or abide: And ye at such iiii. offring daies, as at any time heretofor within the space of. iiii. yeres last past, hath ben vsed & accustomed for the paimēt of thesame, & in default therof to paye for their said offrings at Easter then next folowig.

PROVIDED also & be it enacted by the aucthoritie aforsaid, that this act or any thing therin cōteined, shal not extēd to any parish which standes vpon and to wardes the sea coastes, the cōmodities and occupiyng wherof cōsisteth chiefly in fishing, and haue by reason therof vsed to satisfie their tithes by fysh, but that all and euery such parish and paryshes shall hereafter paie their tithes according to the laudable customes, as thei haue heretofore of auncient time within this fourtie yeres, vsed and accustomed, and shall paie their offringes as is aforesaied.

PROVIDED alwaies & be it enacted by thauctoritie aforesaied, that this acte or any thing therin conteined, shall not extend in any wise to the inhabitauntes of the citie of London & Cantorburie, & the suburbes of thesame, ne to any other Toune or place that hath vsed to paye their tithes by their houses, otherwyse then they ought or should haue done before the making of this acte, any thing conteined in this acte to the contrary in any wyse notwithstanding.

AND be it further enacted by thaucthorite aforsaid, that if any person do subtract or withdraw any maner of tithes, obuencions, profites, cōmodities or other duties before mēcioned, or any part of thē, contrary to the true meaning of this act, or of any other act heretofore made, that then the partie so subtracting or withdrawing thesame, may or shalbe conuēted & sued in the kinges ecclesiastical court by the party from whō thesame shalbe subtracted or withdrawen, to the intēt the kinges iudge ecclesiasticall, shall & may then and there, heare & determine thesame according to the kinges ecclesiastical lawes. And that it shal not be lauful

vnto

vnto the persō, vicare, proprietorie, owner or other their fermours or deputies, cōtrary to this act, to cōuent or sue such withholder of tithes, obuencions or other duetties aforesaid before any other iudge then ecclesiastical. And if any Archebishop, Bishop, Chaūcellor, or other iudge ecclesiasticall geue any sentence in theforsaid causes of tithes, obuēcions, profites, emolumentes & other duties aforesaid, or in any of thē (and no apeale ne prohibition hanging) the partie condēned, do not obey thesaid sentence, that then it shal be leful to euery such Judge ecclesiasticall, to excommunicate thesaid partie, so as afore condemned and disobeiyng, in the whiche sentence of excommunicaciō if thesaid partie excommunicate wilfully stande and endure still excommunicat by the space of. xl. daies next after vpon denunciation & publication therof in the parish church of the place or parishe where the partie so excommunicat is dwelling or most abiding, thesaid iudge ecclesiasticall may thē at his pleasure signifi to the king into his court of chaūcery of the estate & condicion of thesaid partie so excōmunicat & therupō to require proces De excommunicato capiendo, to be awarded against euery such person as hath ben so excommunicat.

BE it further enacted by the aucthoritie aforesaid, that if any partie at any tyme hereafter, for any matter or cause before rehersed, limited or appointed by this act, to be sued or determined in the kinges eccclesiasticall court, or before the ecclesiasticall iudge, do sue for any prohibicion in any of the kinges courtes where prohibicions before this tyme haue ben vsed to be graūted: That then in euery such case, thesame partie before any prohibicion shalbe graunted to him or thē, shal bring & deliuer to the hādes of some of the Justices, or Judges of thesame court where suche partie demaūded prohibicion, the very true copy of the lybell depending in the ecclesiasticall court, concerning the matter wherfore the partie demaūdeth the prohibicion, subscribed or marked with the hand of thesame partie: And vnder the copy of thesaid libell shalbe writen the suggestion wherfore the partie so demaundeth thesaid prohibicion: & in case thesaid suggestion by two honest & sufficiēt witnesses at the least, be not proued true in the court wher thesaid prohibicion shalbe so graūted within. vi monethes next folowing after thesaid prohibicion shalbe so graunted & awarded, that then the partie that is letted or hindred of his or their sute in the ecclesiastical court, by such prohibicion, shal vpon his or their request and sute without delaie haue a consultacion graūted in thesame case in the court where thesaid prohibicion was graunted, and shall also recouer double costes and dāmages against the partie that so pursued thesaid prohibicion, thesaid costes and dāmages to be assigned or assessed by the court where thesaid consultacion shalbe so graunted, for which costes and dāmages, the partie to whom they shalbe awarded may haue an accion of det by byll, plaint or informacion in any of the kinges courtes of record, wherin the defendaunt shall not wage his or their lawe, nor haue any essoyne or proteccion allowed or admitted.

PROVIDED alwaies and be it enacted by thaucthorite aforsaid

that this act or any thyng therin contayned shal not extend to geue any minister or iudge ecclesiastical, any iurisdiccion to hold plee of any matter, cause or thyng beyng contrary or repugnaũt to or against the effect, intent or meanyng of the statute of Westminster second, the .v. chapiter, the statutes of *Articuli cleri circumspecti agatis: Situ secundo*, the treatise *De regia prohibitione* ne against the statute of *Anno primo Edouardi tercij*, the .x. Chapiter, or any of them, ne yet holde plee in any matter whereof the kynges court of right ought to haue iurisdiccion, any thyng herein contayned to the contrary in any wise notwithstandyng.

Prouided neuertheless, where heretofore suche a custome hath been in many partes of Wales, that of such cattel and other goodes, as hath been geuẽ with the mariage of any person their tithes haue been exacted and leuied by the Parsons & curates in those parties: whiche custome beyng dissonant from any part of this realme, as it semed when thesayd countrey of Wales was through ciuile dissencion vnculted, for want of other sufficient profites that might otherwise growe to the curates and ministers there to haue been for that tyme tollerable: so now the coũtrey beyng wel manured and husbanded, & that tithe is duely paied there, of corne, hay, Wolle & Chese, and of other increase of all maner of cattel, as it is cõmonly in all other partes of this realme, thesame custome semes to be greuous and vnreasonable, specially where the benefices are vnsufficient for the findyng of thesayd ministers and curates: That it be therfore enacted by thauctoritie aforesayd, that from and after the first day of May next cõmyng, no suche tithes of mariage goodes be exacted or required of any person within thesayd dominion of Wales or marches of thesame: Any thyng in this acte contayned, or any other acte, custome, prescription, had or made to the contrary hereof notwithstandyng.

The xiiii. Chapiter.

An act against the shotyng of haylshot.

Where as an acte was made in the xxiii. yere of the late kyng of famous memory Henry theight, for some libertie to shote in handgunnes, Hakes and Hacquebuttes, by whiche acte neuertheless it was prouided that no person should shote in any of the abouesayd peeces, but at a banke of yearth, & not to any deere or foule, onlesse the partie might dispende C. pounides by the yere: forasmuche as thesayd acte hauyng been vsed as it was then thought for necessary exercise, tendyng to the defence of the Realme, is growen sythen to the mayntenaunce of muche pilenes, and to suche a libertie as not onely dwellyng houses, Doucecotes and Churches are dayly domaged by the abuse thereof by men of light conuersacion, but that also there is growen a customable maner of shotyng of haylshot, whereby an infinite sorte of Foule is kylled, and muche game thereby destroyed

to

to the benefite of no man, whereby also the meanyng of thesayd statute is defrauded, for that thesayd vse of hayleshot vtterly destroyeth the certaintie of shotyng, whiche in warres is muche requisite: Be it therefore enacted, that no person vnder the degree of a Lorde of the Parliament, shall frō henceforth, shote in any Handgunne, within any citie or toune at any foule or other marke, vpon any thatche, house, or Doucecote, nether that any person shal shote in any place any hayleshot, or any mo pellottes then one at one tyme, vpon payn to forfaite for euery tyme that he or they shall so offende contrary to this acte, ten poundes, and imprisonment of his body during three monethes.

Prouided alwayes & beit enacted by the aucthoritie aforesayd, that this act nor any thyng therin contained shall extend or be preiudicial to any person or persones aucthorised by value of lād to shote in any hādgunne or crosbowe, but that they may so do in suche forme and order as they should do & might haue done before the makyng of this act (hayleshot excepted, as in dede that kind of shot in ỹ sayd act was not meant) & that all & euery other person or persones aucthorised to shote or otherwise, if he inhabite in any toune corporate, be presented to the Maior or other officer of thesame, & inhabityng in the countrey, be presented within one moneth after the publishyng of this act to the next Justice of Peace adioynyng, in which cases thesayd Maior, Justice, or other officer so takyng their names as is aforesayd, shal againe present & retorne thesame before a Justice of the Peace at the next quarter sessions, to thintent the Clarke of the Peace of the countie, may kepe a certayne boke or rolle of the names of al suche persons, by the which ỹ kynges Maiestie may frō tyme to tyme be ascertained how many mete & able men exercised in that feate be in euery countie, that thesame may be employed in his graces seruice as nede & occasion shal requisite, vpō payne that euery person offendyng in this act, in presumyng to shote in any Handgunne or halfe hake without ỹ presentyng of his name as is aforesayd, shal forfait for euery shotte, the summe of xx.s. the one moytie whereof, to be to our soueraigne lord the kyng, & the other moytie to him or thē that will sue for thesame, by bill, action, plaint information, or other wise. The officer that should take their names and present thesame as is aboue sayd, to incurre for the lacke of his dutie in this part, for euery tyme so offendyng, like payne.

The xv. Chapiter.

An act touchyng victaylers and handycrafftes men.

Forasmuche as of late dayes diuers sellers of victuales, not contented with moderate and reasonable gayne, but myndyng to haue and to take for their victuals somuche as lust them, haue conspired and couenaunted together to sell their victuals at vnreasonable price: And likewise artificers

tificers, handycraftesmen and labourers haue made confederacies and promises, and haue swore mutual othes, not only that they should not medle one with one anothers worke, and perfourme and finishe that another hath begon, but also to cõstitute and appoint, how muche worke they shal do in a day, & what houres & tymes they shal worke, contrary to the lawes and statutes of this realme, & to the great hurt and empouerishment of the kynges Maiesties subiectes: For reformaciõ therof, it is ordayned and enacted by the kyng our souereigne Lorde the Lordes and Commons in this present Parliament assembled, and by the aucthoritie of thesame, that if any Boochers, Brewers, Bakers, Poulters, Cookes, Costermongers, or Fruiterers, shall at any tyme from and after the first day of Marche next commyng conspire, couenaunt, promise or make any othes that they shall not sell their victuals but at certayne prices: Or if any artificers, woorkemen or labourers do conspire, couenaunt or promise together, or make any othes that they shall not make or do their woorkes but at a certayne price and rate, or shall not enterprise or take vpon theim to finishe that another hath begon, or shall do but a certayne woorke in a day, or shall not woorke but at certaine houres and tymes, that then euery person so conspiryng, couenantyng, sweatyng or offendyng beyng lawfully conuict therof by witnesse, confession or otherwyse, shall forfait for the first offence x. pound to the kynges highnes, and if he haue sufficient to paye thesame, and do also paye thesame within vi. dayes nexte after, his conuiccion, or elles shall suffer for the first offence xx. dayes imprisonment, and shall onely haue bread and water for his sustinaunce. And for the seconde offence shall forfait xx. pound to the kyng, if he haue sufficient to paye thesame, and do paye thesame within vi. dayes next after his conuiccion, or elles shal suffer for the second offence punishement of the Pillory. And for the third offence shall forfaite xl. pound to the kyng, if he haue sufficient to paye thesame, and also do paye thesame within vi. dayes next after his conuiccion, or els shall sit on the Pillory and lose one of his eares, and also shall at all tymes after that, be taken as a man infamous, and his saiynges, depositions or othe not to be credited at any tyme in any matters of iudgement. And if it fortune any suche conspiracie, couenaunt or promise to be had and made by any societie, brotherhead or company of any craft, mystery or occupacion of the victailers aboue mencioned with the presence or cõsent of the more part of them, that then immediatly vpon suche act of conspiracy, couenaunt or promise had or made ouer and beside the particuler punishement before by this act appointed for the offendors, their corporacion shalbe dissolued to al intentes, constructions and purposes.

And it is further ordayned and enacted by thaucthoritie aforesayd, that all and synguler Iustices of Assyse, Iustices of Peace, Maiors, Bailieffes and Stewardes of Letes, at all & euery their sessions, Letes and

and courtes, shall haue full power and aucthoritie to inquire, heare and determine all and singuler offences committed against this statute, and to punishe or cause to be punished the offendor accordyng to the tenour of this statute.

AND it is ordained and enacted by the aucthoritie aforesayd that no person or persones shall at any tyme after the first day of Apryl nexte cõmyng, interrupt, deny, let or disturbe any Free Mason, Rough Mason, Carpenter, Bricklayer, Playsterer, Joyner, Hardhewer, Sawier, Tyler, Pauier, Glasier, Lymeburner, Brickmaker, Tylemaker, Plummer or labourer, borne in this realme, or made Denizen, to worke in any of the sayd craftes in any Citie, Borough or toune corporate, with any person or persons that will retaine him or them, albeit the sayd person & persons so retained, or any of them do not inhabite or dwel in the citie, Borough or toune corporate where he or they shall woorke, nor be free of the same Citie, Borough or toune, any statute, lawe, ordinaunce, or other thyng whatsoeuer had or made to the contrary in any wise notwithstandyng: and that vpon paine of forfaiture of v. pound for euery interrupcion or disturbaunce done contrary to this statute, the one moyte of euery suche forfaiture to be to the kyng, and the other moyte thereof to be to him or them that will sue for the same in any of the kynges courtes of Recorde, by bill, plaint, accion of debt or informacion, wherein no wager of lawe, essoyne, nor protection shalbe allowed.

The xvi. Chapiter.

An act for the remouyng of suche as haue the custody of Castles and Fortresses vpon the borders, and beyond the seas.

WHere before this tyme, aswell the right high & mightie Prince of famous memorye kyng Henry the eight, father to our souereigne lorde the kyng that nowe is, as also our souereigne lorde the kyng that now is, by their seuerall letters patentes haue geuen and graunted to diuers seuerall persones, the custody and keppyng of diuers & sundry Castles, Fortresses, Bulwerkes, Holdes and offices of defence aswell in the confines and vttermost borders of the North parties of this realme of England against the Scottes the kynges rebelles, as also in the confines and vttermost borders of other places within this realme and other the kynges dominions for defence of this realme against forein princes and potentates, with diuers fees, wages, profites and aduauntages in the sayd seuerall letters patentes mencioned. And forsomuche as diuers of the sayd persones hauyng some of the sayd offices been thought mete and apt persones to serue the kynges highnes in other places of seruice: Be it therfore enacted by the kyng our souereigne Lord, the Lordes spiritual and temporal, and the

commons in this present Parliament assembled, and by thaucthoritie of thesame, that it shalbe lawfull to the kyng our souereigne Lorde at his will and pleasure at all tyme and tymes hereafter to remoue aswel all & euery suche person and persones as nowe haue the custodye or kepyng for terme of life, of any Castle, Fortresse, Bulwarke, Holde or office of defence, that at any tyme heretofore hath been erected or made in the cōfines and vttermost borders of the North parties of this realme, as also all and singuler those persones that now haue the custody or keping for terme of life of any Castle, Fortresse, Bulwarkes, Holde or office of defence, that within xx. yeres last past hath been erected or made nere the sea coastes, or in any of the kynges dominions in the parties of beyond the sea at the kinges appointment or assignement, geuyng to euery such person and persones so to be remoued to serue the kyng in other place or places of seruice suche like or as good fees, wages, profites, and aduauntages, and of suche like interest or estate, and of as good assurance in thesame, as the person or persons so to be remoued now hath or haue for exercisyng of his or their office or offices whereof he or they shalbe so remoued as is aforesayd.

And it is further enacted by the aucthoritie aforesayd, that when and assone as any person or persones so to be remoued, shalbe assured of as good fees, wages, profites, and aduauntages, & of suche like interest or estate as he or they had for the custody or kepyng of any of thesayd Castles, Fortresses, Bulwarkes, Holdes or offices of defence from whiche he shalbe remoued, that then and so sone and frō thencefurth, the graunt and letters patētes made to him or thē so to be remoued for the custody and kepyng of any of thesayd Castles, Fortresses, Bulwarkes, Holdes or offices of defence wherof he or they shall haue suche recompence as is aforesayd, shalbe vtterly voyde and of none effect.

The xvii. Chapiter.

¶ An act for the confirmacion of the attayndor of sir Wyllyam Sharyngton knight.

FOrasmuche as sir Wyllyā Sharyngton late of Lōdon knight the xiiii. day of February in the third yere of the reigne of our souereigne lorde Edward the vi. by the grace of God, of England, Fraunce & Ireland kyng, defendor of the fayth, and of the churhe of England and also of Ireland in yerth the supreme head, was lawfully indicted before the Maior of the Citie of London and other the Kynges Commissioners of Oyer and Terminer in the Yelde hall in London, for that thesame sir Wyllyam the x. day of July, in the first yere of ye reigne of our sayd souereigne lord kyng Edward the sixt and diuers daies and times before and after, at the citie of

Bristoll

Bristoll, in the countie of the Citie of Bristoll, imaginyng falsely to deceiue our sayd souereigne lorde the kyng and his people, falsely & trayterously did make, forge, & counterfaite ii. M. poũdes of coyne of suche to the similitude of a certayne coyne of our sayd souereigne Lorde the kyng, comõly called Testons, of his own auctoritie without any warrant of our sayd souereigne lord the kyng, and against the kynges prohibicions to the cõtrary therof to him made and geuen, and against the peace of our souereigne Lorde the kyng, his croune and dignitie: vpon whiche indictment, thesame sir Wyllyam was than and there attained before thesayd Commissioners, and then and there before thesayd Commissioners vpon his sayd attainement confessed thesayd treason, and all thynges contayned in thesayd indictment to be true, wherevpon iudgement was geuẽ against thesame sir Wyllyã Sharyngton accordyngly as in suche tales of treason appertayneth. So that thesame sir Wyllyã is and nowe stãdeth attaynted of treason, as by the Recorde therof more at large it appereth.

And also thesame sir Wyllyam falsely and trayterously in the monethes of May, June and July, in thesayd first yere of the reigne of our sayd souereigne lord the kyng, of his own auctoritie without any warrant or auctoritie frõ our sayd souereigne lorde the kyng, and against his highnes prohibicions to him had & made, did make, forge, and coũterfait ouer and besides thesayd summe of ii. M. poundes mencioned in thesayd Recorde, a certayne coyne like to thesayd kynges coyne called Testõs, amountyng in the whole to the summe of x. M. poũdes or therabout. And likewise thesame sir Wyllyam moste falsly & vntruely hath deceiued & defrauded the kynges Maiestie in the clippynges and sheatynges of the kynges coyne, makyng thereby thesame to light ouer and besides his remedy, and conuerted thesame to his owne vse, profite and commoditie, to the hurt, losse, and domage of the kynges Maiestie, aboue the summe of iiii. M. pound at the least. And thesayd sir Wyllyam Sharyngton at suche tymes when the monethly bokes & doynges concernyng the makyng of the kynges coyne were brought vnto him, he vsed alwaies to strike out asmuche as he thought good. And to the intent he might the better so do, he kalkeled the indentures and writynges, makyng from tyme to tyme at his pleasure new bokes, and burned the olde bokes whiche might iustly haue charged him: Wherein albeit he is not able to expresse to what sũmes he deceiued the kynges Maiestie, yet by his owne declaracion and confession, it amounteth to a notable summe, and to suche a summe as he confesseth, that al that he hath is not able to recompence the kyng. For confirmacion therefore of thesame attaindor and for the more spedy suertie of the kynges Maiestie touchyng the forfaiture & actual and real possession of all suche Castles, Manors, lãdes and tenemẽts, and hereditamentes whiche thesayd sir Wyllyã had the sayd x. day of July, in thesayd first yere of the reigne of our sayd soue-

reigne lorde the kyng, as at any tyme sithen. And also for the forfaiture of all suche goodes, cattals and debtes as was thesame sir Wyllyams thesayd xiiii. day of Februarye: Be it enacted by the kyng our souereigne lorde with the assent of the lordes spiritual and temporal, and the commons in this present Parliament assembled, and by thauctoritie of the same, that thesayd sir Wyllyā Sharyngton for the trayterous forgyng and counterfaityng of the kynges coynes aforesayd, shalbe by thauctoritie of this present Parliament, adiudged and demed a traytor & attainted of treason, and shall suffre suche paynes as in suche cases of treason hath been vsed. And that also thesame sir Wyllyam Sharyngton shal forfaite to the kyng all suche Castles, Manors, landes, tenementes, offices, fees, annuities and other hereditamentes whatsoeuer thesame sir Wyllyam was seazed or possessed of, in fee symple, fee tayle, for terme of life or yeres in his own right thesayd x. day of July in thesayd first yere of the reigne of our sayd souereigne lorde kyng Edward the sixt, or at any tyme sythens. And all suche goodes, cattals and debtes as thesayd sir Wylliam had the xiiii. day of Februarye. And that al thesayd castles, Manors, landes, tenemētes, fees, annuities, and other hereditamentes, shalbe by the auctoritie of this present Parliament, adiudged, vested and demed in the actual and reall possession of the kyng our souereigne lorde from thesayd xiiii. day of Februarye in thesayd third yere of the reigne of our sayd souereigne lorde, without any office or inquisicion to be therof had or found.

Prouided alway and be it enacted by the auctoritie aforesayd, that sir Anthony Hungerford knight, and his heires, shall haue, holde, and enioy the Manor of Leygh, with the appurtenaunces in the Countie of Wylshyre, which thesame sir Wyllyam at the special request of thesame sir Anthony Hungerford, aswell for xvi. acres and a halfe of land, as for lv. acres of wast groundes and woddes with the appurtenaunces in Eastham and Westham within the countie of Esser, assured by thesame sir Anthony Hungerford to the kynges highnes and his heires, as for diuers somes of money payed by the sayd sir Anthony, did receiue, haue and take, by the kynges letters patentes, dated the xvi. day of September, in the second yere of the reigne of our sayd souereigne lord the kyng to the intent to make an estate thereof in fee symple, to thesayd sir Anthony and to his heires, thesayd attayndor before thesayd Commissioners of *Oyer* and *Terminer*, or this present acte, or any thyng in them or any of them contayned to the contrary in any wise notwithstandyng.

Prouided also and be it ordayned and enacted by the auctoritie aforesayd, that all and euery suche person and persones whiche at thesayd tenth daye of Julye, or at any tyme sythens, and before the third day of Januarye in the second yere of the reigne of our sayd souereigne lorde the kyng, hath had and obtained by lawfull graunt, gift, feoffement, or other assurance, any Manours, landes, tenementes, or hereditamentes,

with

with the appurtenaunces from or by thelayd sir Wyllyam Sharyngton, or from or by thelayd sir Wyllyam and other, for any sumes of money or otherwise by or for any other good consideracions, shal haue and enioy thelame Manors, landes, tenementes, and hereditamentes with their appurtenaunces accordyng to suche estate, interest or terme, as is or hath been to any of theim made, by thelayd sir Wyllyam, or by the sayd sir Wyllyam and other, in suche like and thelame maner, as if the sayd attayndor before thelayd Commissioners, or this present Acte had neuer been had or made. Sauyng to all persones and bodies pollitique and corporate, their heires and successours, (other then the kynges Maiestie, his heires and successours) all suche right, title, vse, interest, estate, remaynder, reuercions, entres, possessions, Rentes Seruices, Rentes Charge, Rentes Secke, fees, annuities, leasses, claymes, commens, profites, condicions, and cõmodities, as they or any of them haue or ought to haue, in or to any part of the premisses, wherof thelame sir Wyllyam before thelayd third day of January in thelayd second yere, made any feoffement, gifte, graunt or other assurãunce, to any person or persones. And sauyng to the kynges Maiestie, his heires and successours, suche seignories, rentes, tenthes, seruices, and commens, to be taken, had, or perceiued out of the premisses, wherof thelayd sir Wyllyam Sharyngton made any suche feoffement, gift, graunt, or other assurãunce, as is aforesayd, as his highnes before thelayd xiiii. day of Febr uary had, or ought to haue had in any of thelame Manors, landes, tenementes, and hereditamentes, with their appurtenaunces, in thelame and like maner, fourme, estate and condicion, to all intentes and purposes, as if thelayd attayndor, or this present act had neuer been, had, or made, any thyng to the cõtrary therof notwithstãdyng. Sauyng also to all & euery person and persones, and bodies politique and corporate, and to euery of them and to their heires, assignes and successours, and to euery of them (other then to thelayd sir Wyllyã Sharyngton and his heires) all suche rites, titles, vses, interestes, states, possessions, reuersions, remayndors, entres, condicions, fees, offices, Rentes Seruices, Rentes Secke, Rentes, Charges, annuites, commens, and all other commodities, profites, and hereditamẽtes, whatsoeuer, as they or any of them had, or ought to haue had, thelayd third day of January, any thyng in this act to the contrary in any wise notwithstandyng.

Prouided alwayes and be it enacted by the authoritie aforesayd, that this act, ne any thyng therin contained, shall not extend nor be preiudicial to Dame Grace Sharyngton, nowe wyfe to thelayd sir Wyllyam Sharyngton, to take away frõ thelayd Dame Grace Sharyngton, any right or title, of Joynter or Dower, of in or to, any Manors, lãdes, tenementes, or hereditamentes, whiche before any attayndor of the sayd sir Wyllyam Sharyngton, were thelayd sir Wyllyams, of estate

of inheritaunce: But that thesayd dame Grace Sharyngton, shall and may, at her election, haue enioy, & demaunde, all suche ioynter, or dower, of in or to any Manors, landes, tenementes or hereditamentes, wherof thesayd sir Wyllyam at any tyme before he was attainted by the cõmen lawe, was seazed of any estate of inheritaunce.

Prouided also and be it enacted by thaucthoritie aforesayd, that this acte, ne any thyng therin contayned, shall not in any wise extende to enhable thesayd Dame Grace Sharyngton to demaunde any Dower of, in, or to any Manors, landes, tenementes, or other hereditamentes, whiche thesayd sir Wyllyam had, or obtayned, vpon any trust or confidence, whereof he hath before thesayd xiiii. day of February made any estate, or to thentent thesame sir Wyllyã should therof make any estate or other assuraunce ouer to any other person or persones.

The xviii. Chapiter.

An act for the attayndor of sir Thomas Seymor knight, lorde Seymor of Sudley, high Admiral of England.

IN their moste humble wyse beseechyng your moste excellent Maiestie, the lordes spiritual & temporal, and the cõmons in this present Parliament assembled: That where sir Thomas Seymor knight, Lorde Seymor of Sudley and high Admiral of England, not hauyng God before his eyes, nor regardyng the dutie, whiche by nature, benefites, and allegeaunce he ought to your highnes, nor beyng cõtent with his honorable state and condicion, whervnto your maiestie hath called and indewed him with, but replenished and fylled with the moste daungerous, insaciable, and feareful vice of ambicion and gredynes of rule, aucthoritie and dominion, did in the first yere of your moste noble and victorious reigne, determyne, & resolue with himselfe, to take into his hãdes your moste noble person, and thesame either by violence, stealth or other vndue meane, to haue in his possession, with ỹ order, rule and gouernment of your Maiesties realmes, dominions, and affaires, whiche were before that tyme, aswell by your ropal assent, as by the consent and deliberate aduise of all your nobles and counsail, wherof he the sayd lord Admiral was one, otherwise ordered, decreed, and determined: by the meanes wherof, and by the moste prudent foresight and direction of your graces derest vncle the Duke of Somerset, gouernor, of your Maiesties moste ropal person, and Protector of your hignes realmes, dominions & subiectes, beyng thesayd Admiral disappointed of his malicious enterprise: Thesame Admiral cõtinuyng neuertheles his great ambicion, and most detestable, malicious and trayterous purpose, thinkyng

king by tumult & violẽce, openly to achiue that thyng, whiche by sleight he could not secretly compasse, trauailed with your Maiestie, beyng yet for your tendre yeres, not hable to conceiue his falshed, by craftie, and subtile, and trayterous meanes and persuasions, haupng also prepared about your grace by corruption, sundry persones, to be instrumentes to helpe forwardes all his naughtie trayterous purposes, to haue caused your grace at his contemplacion, to haue written a bill or letter of your Maiesties owne hand, to your high court of Parliament, desirying the same therby to be good vnto the sayd lorde Seymor, in suche suites and matters as he should open & declare vnto thẽ, which bil or letter, the said lorde Admiral, thought, and determined: not only in his owne person to haue brought into the nether house of your sayd court of Parliament, but also to haue likewise opened the same in the higher house, hauyng in both the same houses laboured, stired, and moued a nomber of persones, to take part and toyne with him, in suche thynges as he would set furth and enterprise, wherby he thought to brede suche a tumulte, broyle, and sedicion, aswell in the sayd court, as in the whole realme, as by the troublyng of ỹ whole state and body of this your realme, he might the more facily and easely bryng to passe his most feareful, deuilishe, and naughtie purpose: For the more sure and certaine compassyng whereof like as he feared not to say to certayne noble men & others, that he would make the blackest Parliament that euer was seen here in England, so moste trayterously for the further accomplishment of his leude enterprise, he retayned a great nomber of men, & prepared a great furnature of weapons and habilimentes of warre, ready for the execucion of his sayd trayterous attemptates. And to colour and cloke his sayd mischiuous purposes, did by all suche waies and meanes as he could possibly deuise and imagine, practise as it wer for his entry towardes the same, to seke & attaine the gouernment of your most noble person, and thereby to haue gotten into his hãdes the order of your realmes and dominions: Whervnto he aspired in suche sort, as he did euen then trauail expressely with the most part of your highnes most honorable counsail, to helpe him to the sayd gouernment, doyng likewise all that he could in the parliament by himselfe, his seruauntes and ministers, not only to hynder and let all thinges there preponed, whiche touched the honor, suertie, and benefite of your Maiestie and the realme: But also spredyng abrode sundry slaunders touchyng your Maieskies person, your dearest vncle the sayd lorde protector, and the whole state of your counsail, ouer vile, daungerous, and vnmete to be here resited, whiche thynges beyng by the goodnes of God reuoked, as your sayd vncle the Lorde protector could not chose but heartely lament, the sayd lorde Admirals euil, malicious and corrupte disposicion, chiefely in respecte of the apparaunt and irrecuperable daungier, whiche was like by the same presently to haue ensued to your Maiestie, and to your realmes and dominions: and secondly, for

that

that he was by proximitie of bloud so nearely ioyned vnto him. So hopyng that by good aduertisemētes and cōsailes, he might yet recouer, and saue him, & by the grace of God cause him to cast away his naughtie, vile, and ambitious disposicion, & to haue had a better consideracion hereafter to his duetie, both to God & vnto your Maiestie, whervnto he was moste bounden: The sayd lorde Protector laboured with the whole counsail, and otherwise, to reconcile and reforme him, whiche presently must elles haue perished in his folly and outrage. And albeit the sayd lorde Protector had then perfite knowlege of all the attemptates, and misbehauors of the sayd Admiral before rehersed. And that the sayd Admiral had then sayd, that he would not come at the sayd lorde Protector and counsail, though they sent for him, and that he would not be cōmitted to any warde for his doynges by the best of thē, whereby it appered that he thought his partie strong inough to resist your maiesties power and ordinary authoritie: Yet the sayd lord Protector, not ceasyng with all clemencie to folowe his godly & charitable purpose, did not onely vse all ỹ good meanes he could deuise by the persuacions of certain of your graces counsail and otherwise, to frame him to the amendement of his euils, & so to bring him to the better remembrauce of his duetie, but also considerynge that if the matter should haue growen to extremitie, beyng so nere, & so muche bound to your Maiestie, beyng newly come to your kyngdom, your subiectes not altogether left in the best concord for matiers of religion, great slaunder, tumulte, and daunger might haue ensued therby, aswell here at home in your realme, as from some outward partes, with whō you wer in the warre, and in some secret enmitie ready to entre the warres, thought it with ỹ aduise of your whole cōsail, most mete, & surest for your Maiestie to passe his euil doynges ouer in silēce, and somewhat the more in respect of the better stay, for the tyme of your present estate, to bridle him with your liberalitie, & therfore to geue vnto him lādes to the yerely value of viii. C. pound, trustyng therby, and by suche other good meanes, as were vsed towarde him, to encourage and moue him to leaue for euer that ambicion and seditious mynde, and to liue in suche order, as might haue pleased God, & serued your Maiestie, and your publike weale: But all this notwithstandyng, the deuil who had before plāted that vile and euil wede so depely in his heart, that the rote of the same could not be clerely pulled out, but caused his ambicion eftsones to spring, and shewe it selfe more ranckely than it had done before. For it plainely appeareth that he taried not long in his dissembled good moode and promise, but began a freshe to imagine, compasse and deuise for the satisfiyng of his trayterous desire, to make a partie, faction, and confederacion, wherof he would be the head, and did not onely get as many rules and offices into his hādes of all mennes, as he could possibly attayne, and retayned many gentlemen and yeomen into his seruice, makyng a full accompt & reconyng, whiche he declared secretly

to

to some of his familiars, that he was thereby able of his owne rules, tenauntes and seruauntes to make ten thousand men, for the obteinyng of his sayd purpose, for whose wages he had also deuised after ten thousand poũdes by the moneth, out of your Maiesties Wynte at Bristoll, whiche he had obtayned with all your treasour in the same, by the meanes and consent of sir Wyllyam Shatyngton knight, Vicetreasourer, there, to be at his commaundementes: Whiche sir Wyllyam nowe stãdeth attaynted of treason. And had also put your graces Castle of the Holt, whereof he had the kepyng, euen nowe of late in a readynes, and there caused to be prepared a great furniture of Wheat, Malte, Beffes, and a great masse of money for the kepyng and intertainment of a nomber of menne, whiche money he caused to be leuied and tared, halfe the yere before the same was due, byuyng also for the better achiuyng of his purpose, and to amase therwith the more the people, that your Maieste, whom God long preserue vnto vs, should be dead: But also he laboured sundrye of your nobles, and other your graces subiectes, to ioyne with him, deuisyng with diuers of them, howe, and by what politie, wayes and meanes they should make theimselfes strong in their countreys, for that purpose, and how they should wynne vnto them the head yeomen, and tryngleders of the common people, declaryng how he ment to haue matched & set one noble man against suche another noble man, as he thought he could neuer compasse and wynne to assent to his faccion and false conspiracy, promisyng to diuers of theim sundry benefites, yea, takyng somuche vpõ him, for the accomplishment of his sayd trayterous intent and purpose, as he spared not to promise your moste excellent person in mariage, to a noble mannes daughter of this your realme. And yet not contented herewith, for the further aduauncement of his moste naughtie and trayterous purpose, did trayterously and vnnaturally practise, euen with your highnes owne person, to make your moste excellent Maiestie (for your tender yeres vnable to vnderstande his false and trayterous purposes) an instrument towardes the vndoyng and distruccion of your highnes, and the subuercion of the whole state of this your graces realme: persuadyng your Maiestie, almuche as in him did lye, not onely to take vpon you, nowe in your yong and tender age, the rule and order of your selfe, entendyng & meanyng by the colour thereof, to take into his handes, your moste royall person the rules, and orders of all the affaires of your realmes, and dominions, beyng already by the sayd Lorde Protector, with the aduise of your graces moste honorable counsail, aswel prudently, and politikely gouerned, as valiauntly and nobly defended, against outward enemies to the increase of your immortal fame and honor: But also to conceiue, & engender an hatered in your moste noble heart against your derest vncle the sayd Lorde Protector, and all your true and faythfull counsaylours, to the whiche his deuilishe persuasions and assautes, God

gaue

gaue your highnes, euen at this age, to the great reioyce of all vs your faythfull subiectes and seruauntes, a special grace to resist, aboue commen reason and all expectacion, and moste graciously without any aduise or counsail, to refuse and deny his euil aduertisemētes and persuacions. And further, the sayd Admiral did moste falsely and trayterously corrupt sundry of your highnes priuie Chamber with many giftes and otherwise, to the intent they should moue and procure your Maiestie, to write sundry letters at his or their deuises, and to put into your graces head a special and a syngulet fauor, affeccio, and trust towardes him, & a disposicion to folow whatsoeuer he would haue wrought towardes al others, that he might & rather haue cōpassed his moste trayterous purpose, whiche must needes haue tended to your Maiesties destruccion (whiche God forbid) and to the vtter ruyne of all vs, your highnes most louyng faithful, and obedient subiectes: For most gracious souereigne lorde besides all this, it is moste euident & apparant, that as immediatly after the kyng your fathers death, of moste noble memory, he bare a special loue and fauor to your graces syster, the Lady Elizabeth, second person in the remaynder of the state of succession to the croune of this realme after your Maiestie, and the heires of your bodye, whom the liuyng God long preserue vnto vs, with increase of muche fruite, and would then of his great presumption and trayterous determinacion, haue maried her, if he could by any meane haue brought to passe the same, but that he was stayed by the sayd lorde Protector, & other of your graces counsail: So he did not onely continue in his sayd determinacion towardes her, in the Quene his late wyfes tyme, but also by diuers secret and craftie meanes and practises, continually sought by achuyng of the same kyngs the Quenes death, as by sundry wayes is confessed, and appereth. Insomuche as the same beyng perceiued by your sayd derest vncle, and some other beside of your counsail and other personages of reputacion, and the sayd Admiral by them earnestly aduised, to beware of it, and to forbeare his pretensed purpose, specially for that it could not be but daungerous to your graces person, he hath not been afrayde to defende his naughtie doynges and purpose in it, and to se se why he should not continue his suite towardes the sayd Lady Elizabeth, with sundrye other wordes, declaryng his full intent and determinacion to it, and neglectyng all good aduises, reasons & monicions, made, geuen, or alleged, contrary to his purpose, he hath secretly & earnestly folowed it, in suche sorte, as if sundry other his mischiuous deuises and practises, had not appered, and come to knowlege, it is euident, that he would haue done, what he could, secretly to haue maried her, as he did the late Quene, whom it may appere he maried first, and after sued to your Maiestie, and the Lorde Protector, and your counsail, for his preferment to it, whom neuertheles it hath been credibly declared, he holpe to her ende, to hast forwardes his other purpose: But what

this

this mariage of your sayd syster with his prepared forces and confederacies should meane, and what the gettyng of the rule and order of your Maiesties Wynte at Bristoll, into his handes, with x. thouland menne, whiche besides all his frendes and diuers reteigners, he accompted him selfe furnished of, and able to make at all tymes within his owne rules, and of his owne seruauntes and tenauntes, should tende vnto, for the wages and intertaignmentes of whō he had prepared as is aforesayd, considerynge that thesayd Admiral at all tymes when occasion of the seruice of your Maiestie was necessary or requisite, went alwayes backe and refused to take it vpon him, whether it were by sea or lande, as your graces counsail both knowe and diuers times haue lamēted, and in that case trauailed with him (in vaine) to bryng him vnto it, wherby no good mynde or will of him towardes your Maiesties safetie or assuraunce can appere. And vpō all these sinistet wayes and meanes, what his corrupt and subtle attemptes, of gettyng your moste noble person into his handes, by colour wherof he might haue wrought what he would, and whatsoeuer his ambicious intent could haue deuised, with his preparacions of victuals, and money, and other his sayd doynges at your sayd graces Castle of the Holte, and in the parties theraboutes, would haue wrought in the ende, especially in this tender age of your highnes, and whyleft your Maiestie is in the gouernement of a Protector: It is fearfull to consider and thynke vpon, and cannot otherwise be taken, but to be in dede more then a manifest declaracion of a trayterous aspiryng to your crowne of this realme and to be kyng of the same, and an open dede and act, and a false and trayterous compasse and imaginacīō to depose and depriue your Maiestie, frō your royal estate and title of your realmes, and to compasse and imagine the death of your moste noble person and moste traytcrously to take awaye, and destroye all thynges, whiche should haue sounded to the let and impediment of his moste trayterous and ambicious enterprise.

And further gracious souereigne lord to declare the trayterous disposicion of his nature, & how litle he cared to offend your graces lawes, and how he did yet lesse regard his trouth & dutie towardes your grace: Where Wyllyā Sharyngton knight, late of Lōdon, the x. day of July, in the first yere of your graces reigne, hath in the counte & citie of Bristoll, falsely and trayterously forged and counterfaicted certain of your graces coyne, and further embeseled and purloyned frō your Maiestie vntruely and falsely at the least the summe of xl. M. pounds: for part wherof the same sir Wyllyam Sharyngton vpon his owne confession is attaynted of treason, accordyng vnto your graces lawes, to whiche sayd trayterous actes thesayd lorde Admiral did not only abbet & procure the same sir Wyllyam Sharyngton, labouryng him that he should get as muche money from tyme to tyme into his handes for his purpose as he could, so that he might euer haue a good masse in a readynes, but

also

also sythe the tyme of thesayd treason and trayterous actes, so done by thesayd sir Wyllyam Sharyngton: Thesayd Lorde Admiral hauyng perfect knowlege thereof, alwell by the declaracion of the moste part of your highnes counsail, as by some of his owne counsail learned, hath trayterously cõforted, ayded, assisted, and maintayned thesayd sir Wylliam Sharyngton, in his sayd trayterous act and faultes against your graces lawes, & statutes of this realme, takyng the patent, indentures, bookes and reconynges of thesame sir Wyllyam Sharyngton, of his own auctholitie, into his custody, and affirmyng both to sundry of your graces counsail, and to diuers of your subiectes, that thesayd Sharyngton had wrong to be committed, deuisyng all the wayes he could possibly, contrary to his duetie and allegeaunce, trayterously to beare him in his euil and trayterous doynges, and to deliuer hym if he by any meanes might hane comen by him.

AND for a further proke to induce that thesayd Admiral did mayntayne and comforte thesame Sharyngton, where thesame Admirall ought to thesayd Sharyngton ii.M. viii. C. pounde, thesayd Sharyngton vpõ a mistrust, whiche he had before his apprehension, that he should for his fault and procedynges come one day to his tryal and examinacion, communicatyng thesame with thesayd Lorde Admiral, the sayd Admirall agreed, and promised, not onely to ayde, and maintayne, and beare him to the vttermost of his power, as in deede he did bothe as is aforesayd, and in cõsultyng with learned men for him, and otherwise: But also for his more assured ayde, beyng indebted to thesayd Sharyngton, the sume of ii.M.viii.C.pound, vntruely conspired with the sayd Sharyngton vpon a bill, whereby it appeared that thesayd Sharyngton should owe vnto him the summe of ii.M.poũd with interestes so as thesayd Admiral might helpe & relieue him, with that ii.M.poũd with the interest at your Maiesties hand, as a debt vnto himselfe. And also with ii.M.viii.C.ponnde, whche thesayd Admiral ought in dede to thesayd Sharyngton, amountyng in the whole to v.M.vi.C.pound, whiche bill moste vntruely and to the open maintenaunce and fauor of thesayd Sharyngton, thesayd Lorde Admiral affirmed before thesayd lorde protector and your highnes counsail, to be a true bill, and thesame ii.M.viii.C.pounde with the interest to be his iust debt, and so was taken, vntill thesayd Sharyngton himselfe confessed & affirmed the truth, whereby the couyn and falshed plainly appeared to contrary.

Finally moste gracious souereigne lorde, it were to muche and ouer tedious to molest & trouble your excellẽt Maiestie, either with the remẽbraunce of his euil doynges in his office of the Admiraltie, wherein he hath so manifestly receipted, maintayned, ayded and comforted sundry pirates and taken to his owne vse the goodes piratously taken against your lawes, and expressely against the orders determined by the Lorde protector and the whole counsail, whereunto his owne hand hath been,

for

for the restitucion of them: whereby he hath moued almoste all Princes Christian, to conceiue a grudge, and displeasure, and by open warres, to seke remedies at their owne handes, to the greate trouble, and daungier of your maiestie, your realmes, and dominions, and to the great charge losse, and disquiet of your moste louyng, and faithfull subiectes, and to the peryll of breaking of the Leagues, and treaties of amitie betwixte your maiestie, and other forein princes, as their Ambassadors here haue plainly declared, and as present experience teacheth: Or to expresse his innumerable vntruthes, falshodes, and deceipfull practises, discouerying and opening of your Maiesties counsailes, refusall to serue your highnes, as he hath been commaunded, oppression, and manifest extorcion of your maiesties subiectes vsing Iflande, and other voyages by the sea: and his determinacions of reuenge towardes all men, with whō he was offended, whiche his owne letters, and other testimonies, doo declare against hym, with a full resolucion, to haue put the whole of his intent, shortly in experience and execution, if God had not preuented it, to the destruccion of your moste royall person, and the subuersion and alteracion of the whole state of your realmes, and dominions: Wherfore considering, as well that he is a member, so vnnaturall, vnkynd and corrupt, and suche a heinous offendor, of your maiestie, and your lawes, as he cannot for maie conuenientlie be suffered to remaigne in the body of your graces common wealth, but to the extreme daunger, of your highnes, beyng the hedde, and of all the good membres of the same, and is so pernicious, and daungerous an example, that suche a persone, so muche bound, and so forgetfull of it, so mercifully heretofore entreated, and by sondery and greate benefites alured and called, and so cruelly, and ingreately, contnuyng in his false and traiterous intentes and purposes, against your highnes, and the whole estate of your Realme, should remain emong vs.

IT maie therfore, please your excellent maiestie, that it may be enacted, with your highnes assent, the lordes spirituall and temporall, and the Commons, in this present Parliament assembled, and by thauctoritie of the same: That the saied Sir Thomas Seimour knight, Lorde Seimour of Sudley, high Admirall of Englande, for the saied traiterous offences, and deedes, shalbe, by thauctoritie of this present parliament, adiudged, and attainted, of high treason: And that the same syr Thomas Seimour knight, lorde Seimour of Sudley, high Admiral of Englande, shall, haue, suffre, and sustein, suche penes of death, as in cases of high treason, haue been vsed, and accustomed. And also that the saied lorde Seimour of Sudley, shall forfeit, and lose, to your maiestie, and your heires, all suche Castelles, Manours, Landes, Tenementes, Reuersions, seruices offices, feds, annuities, and all other hereditamentes, goodes, catalles, and debtes, whatsoeuer the same Lorde Seimour had, enioyed, or was

leazed, or possessed of, at the .xvii. date of January, in the second yere of your graces reigne, or at any tyme since.

AND that all suche Castles, Manours, Landes, Tenementes, medowes, leases, pastures, woodes, waters, rentes, reuercions, seruices, offices, fees, annuities, and other hereditamentes, to bee, by auctoritie of this present acte, adiudged, vested, and deamed, in the actuall and reall possession, of your highnes, from the saied .xvii. date of January, without any office or inquisicion, to be thereof had or founde, sauyng to all and euery person, and persones, and bodies politique and corporate, and to their heires, assignes, and successors, and to euery of them, other then the saied lorde Seimour of Sudley, and his heires, al suche rightes, titles interestes, vses possessions, reuercions, remainders, entrees, condicions, leasses, fees, offices, rentes seruices, rentes charges, rentes seche, annuities, commons, and all other commodities, profites, and hereditamentes whatsoeuer, they or any of them, had, might, or ought to haue had, if this present act had neuer been had nor made.

FVRTHERMORE, the kynges maiestie is pleased, that it be enacted, that all person and persones, bodies politique and corporate, and their executors and administrators, shalbe well and truly contented and paied, vpon their humble sute and petition, hereafter to bee made, vnto his highnes, of all suche debtes, whiche either by specialtie, or by any other iust and true contract, the saied lorde Admirall did owe to the or any of them, at any tyme before the saied .xvii. date of January, in the saied seconde yere of his maiesties reigne,

¶ The .xix. Chapiter.

An act, for the abstinence from flesshe.

ALbeit, the kynges subiectes, now hauing a more perfect and clere light of the Gospel, a true word of God through the infinite clemency and mercie of almightie God, by the handes of the kynges Maiestie and his moste noble father, of famous memory, promulgate, shewed, declared, and opened, and thereby perceiuyng, that one date, or one kynd of meate, of itselfe is not more holy, more pure, or more cleane, then another, for that all dates & all meates be of their nature, of one equall puritie, cleanes, and holines, and that all men should by them liue, to the glory of God, and at all tymes, and for all meates, geue thankes vnto him of whiche meates, none can defile Christian men, or make them vncleane at any tyme, to whom all meates be lawfull and pure, so that they bee not vsed in disobedience or vice: yet forasmuche, as diuerse of the kynges subiectes, turnyng their knowlege therein, to satisfie their sensualitie, where, they should thereby, increase in vertue, haue of late tyme, more then in tymes past, broken, and contemned suche abstinence, whiche

whiche hath been vsed in this Realme, vpon the Fridaies and Saturdaies, the Embrying daies, and other daies, commonly called Vigilles, and in the tyme commonly called Lent, and other accustomed tunes: the kynges maiestie considering, that due and godly abstinence, is a meane to vertue, and to subdue mens bodies, to their soule and spirite, & considering also specially that Fishers, and men vsing the trade of liuyng, by Fishyng in the Sea, maie thereby the rather, bee set on woorke, and that by eating of Fyshe, muche Flesshe shalbee saued and increased, and also for diuerse other considerations and commodities of this Realme, doth ordeigne and enacte, with the assent of the Lordes Spirituall and Temporall and Commons in this present Parliament assembled, and by the authoritie of thesame, that all maner of statutes, lawes, constitucions, and vsages, concernyng any maner of fasting, or abstinence from any kynde of meates, heretofore in this realme made or vsed, shall from the first daie of Maie next ensuing, lose their force and strength, and be voyde, and of none effecte. And also that no persone or persones, of what estate, degree, or condicō, he or thei be, shall at any time after the saied first daie of Maie, in the yere of our Lorde God M. D. xlix. wilyngly and wittyngly, eate any maner of Flesshe, after what maner of kynd or sort, it shalbe ordred, dressed, or vsed, vpon any Frydaie, or Saturdaie, or the Embryng daies, or in any daie, in the tyme commonly called Lent, nor at any suche other date as is, or shalbe at any tyme hereafter commonly accepted and reputed as a Fyshe daie, within this Realme of Englande, wherein hathe been commonly vsed for to eate Fishe, and not Flesshe, vpon paine that euery persone, eatyng any maner of Flesshe, vpon any of the saied daies or tymes, prohibited by this acte, to forfeit for thesame first offence tenne shillynges, of lawfull money of Englande, and also to suffre emprisonment, by the space of tenne daies, and during the tyme of his, or her saied emprisonment, to absteine from eatyng any maner of Flesh.

AND if any persone, after he shalbe lawfully conuict of any offence contrary to this act, do eftsones offend, contrary to this act, and be therof lawfully cōuict, that then euery person so offending, the second tyme, shall for his seconde offence, forfeit. xx s. of lawfull money of England, and also suffre emprisonment, by the space of. xx. daies, and duryng the tyme of his, or her saied emprisonment, to abstaine from eatyng of any maner of flesshe, and so like pein and emprisonment, as often as he or she afterward shall offende.

AND furthermore, it is ordeigned and enacted, by the authoritie aforesaied, that Justices of Gaole delyuery, or Justices of Peace, in all and singuler Counties, Cities, tounes corporate, and other places within this realme of England, and other the kynges dominions, shall haue full power and authoritie, to inquire, heare, and determine, all and all maner offences, that shalbe committed or doen, contrary to this acte, in

like maner and forme, as they maie inquire, heare & determine any trespas or other offence, against the kinges peace, committed or doen, within the limites or place, where they then shalbe Justices of Goale deliuery, or Justices of Peace: And the moitie of euery suche forfeiture, shalbe to our soueraigne Lorde the kyng, his heires and successors, and shalbe extreated into the Courte of thexchequer, in like maner and forme, as fines for any trespas, or other offence, committed against the kynges peace, ought or should be extreated: And the other moitie of thesaid forfaiture, shalbe to hym that will sue for thesame, by bill, plainte, informacion, or otherwise, in any of the kynges Courtes of Record, in whiche no essoyne protection or wager of lawe shalbe allowed.

PROVIDED alwaies, and be it ordeined and enacted, by thauctoritie aforsaid, that this act, or any thyng therin conteined, shal not in anywise extend, to any persone or persones, that heretofore hath, or hereafter shall haue obteined, any licence of our soueraigne lorde the kyng, his heires or successors, nor to any person being in great age, and in debilitie, and weakenes thereby, nor to any persone beyng sicke, or notably hurt, without fraude or couin, durying the tyme of his or her saied sickenes, nor to any woman being with child, or lying in child bed, for eating of suche one kynd of flesshe, as she shall haue great luste vnto, nor to any persone beyng in prison, for any other offece, then for any offence contrary to this act, neither to any that is, or hereafter shalbe the kynges highnes lieutenaunt, deputie, Capitain of any his maiesties armie, Hold, or Fortresse, but thesame, themselfes maie eate Flesshe, and licence and permit their souldiours, to do thesame in tymes prohibited, vpon the want and lacke of other kynde of vitaill, neither shall extende to sainct Laurence euen sainct Markes daie, or any other daie or euen, beyng abrogat, neither to any suche, as heretofore haue obteined any licence, in due forme of the Archebishop of Cantorbury.

AND further be it enacted, by thauctoritie aforsaid, that al Archbishoppes, Bishoppes, Archdeacons, and their officers, or the officers of any of them, shall haue power to inquire, of the offendors, in the premisses, and present thesame to suche from tyme to tyme, as by vertue of this act, haue auctoritie to heare, and determine thesame.

PROVIDED alwaies, and bee it enacted, that no maner of persone or persones, be empeched, molested, or troubled, or shall incurre any pein, penaltie, or forfeiture, for any offence contrary to the act, before rehersed, committed or doen, except he or thei be accused, conuented or Indicted, of, and for thesaid offence, according to the tenor of this statute, within .xii. monethes, next after the committing of thesaied offence.

¶ The. xx. Chapiter.

An act, for the qualefying of the statute, of Recusantes.

Where

WHere in the Parliament holden vpon prorogacion at Westminster, the .iii. daie of Nouēbre, in y. xxvi yere of the reigne of the moste excellent prince, king Henry the eight, father to our soueraigne lorde the kynges maiestie, that now is, emongeit other thinges, concerning the paiment of one annuall pēcō of the .x. part of all possessions of the churche, spirituall and temporall, graunted to the kynges highnes and his heires, it was enacted, ordeined, and established, that euery Ecclesiasticall persone, and other, hauing any Ecclesiasticall promocō or dignitie, specified in thelaid act, whiche did not duely paie, thelaied .x. part, and by reason therof, were certified by the Archebishop, Bishop, or other aucthorised in thelaied act, should vpon suche certificat made, accordyng to the tenor of thelaid act, be iudged deprined *ipso facto*, of al such dignities and promocions spirituall, that any suche Incūbent, making suche default, had, at the time of suche certificat made, or at any time after, as by thelaid act, more plainly may appere: Forasmuche as the pēn limited in thelaid statute, in suche forme and maner, as in thesame is expressed, is very sore and daungerous, vnto all the kynges faithfull, and obediēt subiectes of the Clergie, wherof diuerse, sithe the makyng of the saied statute, intending none otherwise, then moste willingly, and with good hart, that paiment should be made, of thelaied tenthes by thē due, without fraude or delaie, to suche officers, & at suche tyme, as by thelaid statute is appointed, & declared, by the default and negligence, of their Fermors, and other whom they haue trusted, to make paiment therof, and by diuerse other sinister meanes, beyng certifyed, or making default of paiment, haue incurred the pain, and daunger of thelaid statute, with the losse and deprīuacions, of all the spirituall promocions, wherof they were then Incumbentes, beyng also made vnhable, to take any other, to the vtter vndoyng of suche persones, and the like perill and daunger, of many other the kinges moste humble, and faithful subiectes of the clergie, against whom, the like thynges may be practised, and attēpted hereafter: for the moderacion of whiche pein, and to thende that the kynges maiestie, our soueraigne lorde, that now is, and his heires and successors maie bee truely aunswered, and satisfied of thelaied yerely Pencion, or Annuall Rente, of the tenthe parte, vnited and knytte to his Imperiall Croune, in maner and fourme as in thelaied Acte is conteigned: The kynges saied faythfull, and moste obedient Subiectes, the Clergye of this Realme, do moste humbly beseche his maiestie, that it may bee enacted and established, by his highnes, the Lordes spirituall and temporall, and the Commons, in this present Parliamēt assembled, and by the aucthoritie of thesame: That if any some, of thelaied Annual Pension, being once due and demaūded, according to the maner and fourme specified in thelaied acte, bee not truely contented and paied, vnto suche

Archebishop, or Bishop, or their ministers and officers, or to suche other persone or persones, or their ministers, or seruauntes, as shall haue the charge and Collection thereof, euery yere yerely, at the tyme of thesaied acte expressed, and thereupon certificat made, into the kynges maiesties Court of first Fruites and Tenthes, in writing vnder the seales, of any Archebishoppe, or Bishop, or of suche as bee limited, and charged to the Collection of thesaied Pencion, by thesaied former acte: then euery Incumbent, so making default and certefied, shalbee iudged depriued *ipso facto*, of that only dignitie, benefice, or other Ecclesiasticall promocion, by what name soeuer it be called, whereof suche certificat shalbe made, So that suche dignitie, benefice, or other Ecclesiastical promocio, whereof any Incumbent, making suche default of paiment, shalbe adiudged depriued, as is beforesaied, shalbe clerely voyde, destitute of Incumbēt in the lawe, to all intentes and purpoles, as if suche Incumbente, makyng suche defaulte of paiment, were dedde in deede: And that no Incumbent, making suche defaulte of paiment, shalbe therefore made vnhable, to take or enioye, any other benefice or promocion Spirituall, or incurre any penaltie, forfeiture or losse, to be paied by theim, their executors or assignes, for thesame default, other then in this preſēt act, is here before expressed, any thyng in thesaied former acte, or any other statutes or actes conteigned, to the contrary notwithstandyng.

PROVIDED alwaie, that thesaied former acte, concerning the paiment of thesaied yerely Rent and Pencion, amountyng to the tenthe part of euery suche dignitie, benefice, or promocion spirituall, and euery other acte, touchyng thesame, & all articles, clauses, and sentences in the or any of theim, mencioned, expressed, or conteigned, now beyng in his or their force and effect, other then suche, as by this present acte, bee alredy qualefied or moderated, shall stande and abyde, in all his other full strength, effect and vertue, any thing in this present act conteigned notwithstanding.

¶ The .xxi. Chapiter.

An act, to take awaie all positiue Lawes, made against the mariage of Prieſtes.

ALthough it were not onely better, for the estimation of Prieſtes, and other ministers in the Churche of God, to liue chaſt, sole, and seperate from the cōpaignie of women, and the bonde of Mariage, but also thereby, they might the better intende, to the administracion of the Gospell, and bee lesse entricated and troubled, with the charge of household, beyng free and vnburdened, from the care and cost of fyndyng wyfe and

and children: And that it were moste to bee wished, that thei would willyngly, and of their selfes, endeuor themself, to a perpetuall chastitie and abstinence, from the vse of women: yet forasmuche, as the contrary hath rather been seen, and suche vnclennes of liuyng, and other greate inconueniences, not mete to bee rehersed, haue followed of compelled Chastitie and of suche Lawes, as haue prohibited those suche persones, the Godly vse of Mariage: It were better, and rather to bee suffered, in the Common wealthe, that those, whiche could not contayne, should after the counsaill of Scripture, liue in holy Mariage, then frendly abuse with worse enormitie, outward Chastitie, or spyngle like: Be it therefore enacted, by our souereigne Lorde the kyng, with the assent of the lordes Spirituall and Temporall, and the Commons in this present Parliament assembled, and by the authoritie of the same, that all and euery Lawe, and Lawes Positiue, Canons, Constitutions, and Ordinaunces, heretofore made, by thauthoritie of manne onely, whiche doth prohibite, or forbid Mariage, to any Ecclesiasticall, or Spirituall persone or persones, of what estate, condicion, or degree thei be, or by what name or names, soeuer thei bee called, whiche by Goddes Lawe, maie Lawefully Mary, in all and euery article, braunche, and sentence, concernyng onely the prohibicion, for the Mariage of the persones aforesaied, shalbee vtterly voyde, and of none effect. And that all maner of forfeitures, Peines, Penalties, Crimes, or Actions, whiche were in thesaied Lawes conteigned, and of thesame did folowe, concernyng the prohibicion for the Mariage of the persones aforesaied, bee clerely, and vtterly, voyde, frustrate, and of none effecte, to all intentes, constructions, and purposes, aswell concernyng Mariages, heretofore made, by any of the Ecclesiasticall or Spirituall persones, aforesaied, as also suche whiche hereaftre shalbee duely and lawfully had, celebrate, and made, betwixte the persones, whiche by the Lawes of God, maie lawfully mary.

PROVIDED alwaies, and bee it enacted, by the authoritie aforesaied, that this Acte, or any thyng therein conteigned, shall not extende, to geue any libertie to any persone, to Marie without Askyng in the Churche, or without any Ceremonie, beeyng appoynted, by the Order prescribed and sette furthe, in the Booke entitled, The Boke of Common Prayer, and the Administracion of the Sacramentes, &c. any thyng aboue mencioned to the contrary, in anywise, notwithstandyng.

PROVIDED also, and bee it enacted, by the authoritie aforesaied, that this Acte, or any thyng therein conteigned, shall not extende, to alter, chaunge, Reuoke, Repell, or otherwyse to disanull, any Decree, Judgement, Sentence, or Deuorce, heretofore had, or made: But that all and euery suche Decree, Judgement, Sentence, and Deuorce, shall remaigne, and bee, of suche like force, effecte, strength, and degree, to all intentes, constructions, and purposes,

as thei were in before the makyng of this acte, and as though this acte had neuer been had ne made: this act or any thyng therin conteigned to the contrary in anywise not withstandyng.

The.xxii. Chapiter.

¶ An act, for the colouryng of Customes, in other mennes names.

Where at the Parliament, holden at Westminster, in the firste yere of the reigne, of the noble Kyng of famous memorie, Henry the eight, it was ordeigned, established, and enacted, by the aucthorittie of thesaied Parliament, that it should be leful frō thence furthe, that euery Englisheman, and all other the Kynges subiectes, might in euery Porte or Hauen, within this realme of England, Ireland and Wales, and the Marches of thesame, and in the Toune of Berwicke, where it should happen, any Merchaundise to arriue, or to bee charged and caried out, to Custome in his name, all maner of goodes, and merchaūdise, of another Englisheman, or the kynges subiecte. And in like forme euery Merchaunt Straungier, to Custome in his name, any goodes or Merchaundise, of any other Merchaunt Straungier, so that thesaied Merchaunt Straungier, that Customes the goodes, of another Merchaunt Straungier, and the very owner or Proprietarie, of the goodes so Customed, bee charged with like Custome, Subsidie, and other thynges, so that the kynges grace, were not defrauded of his right. And if any Merchaunt Straungier, or Denison, or any other the Kynges subiect, Custome any goodes or Merchaundise, of any other Straungier or Denison, or of any other the Kynges Subiecte, whereby the Kynges grace, should lose his Custome, subsidie, or other his right or duties, that then thesaid Merchaunt Straungier or Denison, or any other the kynges subiect, that so taketh vpon hym or theim to do, should forfeit to the Kyng, the goodes or Merchaundise so Customed, and ouer that to forfeite to the partie or parties in that behalf greued, as muche money, as the goodes or Merchaundise, of the Merchaunt Straūgier, Denison, or other the Kynges subiecte, so cauteously Customed, amounted vnto. And that no citizen of Londō, or other the kynges subiectes, inhabityng in the cinque Portes, or any other beyng free of Prisage, or Butlarage, of Wynes, by Graunt, Custome, or otherwise, should Custome no Wines, of any persone or persones, not beyng free of any Prisage, or Butlarage. And if any persone, free of thesaid Prisage, or Butlarage so did, that then thesaied persone or persones, that so dio, should forfeite to the Kyng the double value of the Prisage, of thesaid Wynes so Customed. And further, that it should be lawful to any person or persons greued, contrary to thesaied act, to haue an accion of debt, again any persone or persones,

persones, that so customed the goodes, or Merchaundises in his name, and not in the owners name, of the some of the value, of thesaied Merchaundise, so customed and forfeited: In the whiche accion, none essoyn nor protection should lye, nor the defendaunt to wage his lawe, as by thesaied former act, more at large doth appere. Sithens the making of whiche acte, diuerse persones, aswell straungiers, and Denisons, as the kynges subiectes, forgetting their bounden duties, to the kynges highnes, and nothyng feating the penalties, and forfeitures, mentioned in thesaied former act: do dayly deceiue the kyng, aswell in his customes, and subsedies, by paiment of customes and Subsedies in the names of suche persones, other then suche as be the very owners, or proprietaries of the goodes, wares, and Marchaundise, of the prisage and Butlarage of Wines due to the kyng: wherefore, be it ordeined and enacted, by the kyng our souereigne lorde, with the assent of the Lordes spirituall and temporall, and of the Commons in this present Parliament assembled, and by the authoritie of thesame, that if any straungier borne, Denison or not Denison, or any the kynges subiectes, do at any tyme, from, or after the last daie of Marche next comming, any thyng or act, contrary to the true meaning, tenor, and purporte, of thesame former act and statute, that then he and thei so offendyng, shall lose and forfeit, all his and their owne goodes, and cattalles, personalles for euer: The moytie of whiche forfeiture, shalbe to the kyng, and the other moytie to hym or the that will sue for the same, by bill, plaint, accion of debte, or informacion, in whiche bill, plainte, accion, or informacion, no wager of lawe, essoyne, or protection, shalbe admitted or allowed.

PROVIDED alwaie, & be it enacted, by thauctholitie aboue saied, that euery suche bill, plaint, accion or informacion, shalbe had and pursued, within iii. yeres next ensuyng, any suche offence committed or doen or els the offendor to bee clerely free, and discharged therof, any lawe or statute, to the contrary had or made, notwithstanding.

¶ The. xxiii. Chapiter.

An act for the repeale of a statute, touchyng precontractes.

WHere as in the. xxxii. yere of the reigne, of ỹ late kyng of famous memory, king Henry theight, because that many inconueniences had chaũced in this realme, by breakyng and dissoluyng, of good and lawful marriages, yea, whereupon also, sometyme issue & chyldren had followed, vnder the colour and pretence, of a former contract, made with another, the which contract, diuerse tymes was but very slenderly proued, and often, but surmysed by the malice, of the partie, who desired to be dissolued, frõ the marriage whiche thei liked not, and to be coupled with another: there was an acte

made

made, that all and euery suche mariages, as with in the Churche of Englande should be contracted and solempnized, in the face of the churche, and consūmate with bodily knowlege, or fruite of children or childe, beyng had betwene the parties so maried, should be, by aucthoritie of thesaied Parliamēt, demed, iudged, and taken, to be lawfull, good, iust, and indissoluble, notwithstandyng any precontract, or precontractes of matrimony, not consūmate with bodily knowlege, whiche either of the persones so maried, or bothe had made, with any other persone or persones, before the tyme of contractyng that mariage whiche is solempnized or consūmated, or whereof suche fruite is ensued, or maie ensue, as by thesame act, more plainly maie appere: Sith the tyme of the whiche act, although thesame was godly meant, the vnrulines of men, hath vngodly abused thesame, and diuerse inconueniences (intollerable in maner, to christian eares and eyes) folowed therupon, women and men, breakyng their awne promises and faithes made by the one vnto thother, so set vpon sensualitie and pleasure, that if after the cōtract of matrimony, they might haue, whom they more fauoured and desired, they could bee contented, by lightnes of their nature, to ouerturne all that they had doen afore, and not afeard in maner, euen frō the very churche doore, and mariage feast, the man to take another spouse, and the espouse to take another husband, more for bodily lust, and carnall knowlege, then for suretie of faithe and truth, or hauyng God in their good remembraunce, cōtempnyng many tymes also, the commaundement of the Ecclesiasticall Judge, forbydding the parties hauing made the contract, to attempt or do any thyng in preiudice of thesame: Be it therfore enacted, by the kynges highnes, the lordes spirituall and temporall, and the Commons in this present Parliament assembled, that as concerning precontractes, thesaied former estatute, shall from the first daie of Maie next cōmyng, ceasse, be repeled, and of no force or effect, and be reduced, to the state and ordre, of the kynges Ecclesiasticall lawes of this realme, whiche immediatly before the making of thesaied estatute, in this case were vsed in this realme: so that from thesaied first daie of Maie, when any cause or contracte of mariage, is pretended to haue been made, it shalbe lawfull to the kynges Ecclesiasticall Judge, of that place, to heare, and examine thesaied cause: And (hauyng thesaied contract sufficiently, and lawfully proued before hym) to geue sentence for Matrimony, commaunding solempnizacion, cohabitacion, consummacion, and tractacion, as it becommeth manne and wife to haue, with inflicting all suche paynes, vpon the disobedientes and disturbers thereof, as in tymes paste, before thesaied statute, the kynges Ecclesiasticall Judge, by the Kynges Ecclesiastical lawes, ought, and might haue dooen, if thesaied statute had neuer been made, any clause, article or sentence in thesaied statute, to the contrary in aniwyse notwithstandyng.

PROVIDED alwaies, and be it enacted, that this act do not extende

tend to diſanull, diſſoluc, or breake, any mariage, that hath or ſhalbe, ſolempnizated and conſummated, before theſaied firſt date of Maie, nexte enſuyng, by tytle or colour of any precontract, but that they bee, and bee demed, of like force and effect, to all intentes, conſtructions, and purpoſes, as if this act had neuer been had, ne made, any thyng in this preſent act notwithſtanding.

PROVIDED alſo, that this act, do not extende to make good any of the other cauſes, to the diſſolucion or diſanullyng of Wattimony whiche be in theſaied act ſpoken of, and diſanulled: But that in all other cauſes, and other thinges there mencioned, theſaied former acte, of the xxxi. yere of the late kyng, of famous memory, doo ſtand and remain, in his full ſtrength and power, any thyng in this act notwithſtanding.

¶ The. xviii. Chapiter.

An act, for the triall of murders and Felonies, committed in ſeuerall Counties.

FOrasmuche, as the moſte neceſſarie office and dutie of lawe, is to preſerue and ſaue, the life of man, and condignly to puniſh ſuche perſones, that vnlawfully and wilfully, murdre, ſley, or deſtroy men: and alſo that another office, and dutie of lawe, is, to puniſh robbers and theues, whiche daily endeuor them ſelfes, to robbe and ſteale, or geue aſſiſtāce to theſame, yet by craft and cautele, to eſcape from theſame, without puniſhment. And where it often happeneth, and commeth in vre, in ſondery counties of this realme, that a man is felonouſly ſtriken, in one Countie, and after dieth in another Countie, in whiche caſe it hath not been fōunden, by the lawes or cuſtomes of this realme, that any ſuffient Indictment thereof can be taken, in any of theſaid two counties, for that by the cuſtome of this realme, the Juriors of the Countie, where ſuche partie died of ſuche ſtroke, can take no knowlege of the ſaid ſtroke, beyng in a forreyn Countie, although the. ii. Counties and places, adioyne very nere together: Ne the Juriors of the Cōūtie, where the ſtroke was geuen, cannot take knowlege of the death in another Countie, although ſuche death, moſte apparantly come of theſame ſtroke: So that the kynges maieſtie, within his awne realme, cannot by any lawes yet made or knowen, puniſhe ſuch murderers, or manquellers, for offences in this forme committed and doen, nor any appele at ſome tyme may lie for theſame, but doth alſo fail, and theſaied murderers and manquellers eſcape thereof, without puniſhement, aſwell in caſes, where the counties where ſuche offences bee committed and doen mate ioyne, as otherwiſe, where they mate not ioyne. And alſo, it is a common practiſe, emongeſt errant Theues and Robbers in this Realme, that after they haue Robbed or ſtollen in one Countie, they will conueigh their ſpoyle, or parte thereof ſo Robbed and ſtollen, vnto ſome of their adherentes, into ſome other

other Countie, where the principall offence, was not committed ne doen, who knowyng of suche Felony, wyllyngly and by false couyn, receiueth thesame: In whiche case, although the principall Felon , bee after attainted in the one Countie, the accessary escapeth, by reason that he was accessary in an other Countie, and that the Juriours of thesaied other Countie, by any lawe yet made, can take no knowlege, of the principall Felony, ne attainder in the first Countie, and so suche accessaries escape thereof vnponished, and doo often put in vre thesame, knowyng that they may escape, without punishement. For redresse and punishement of whiche offences, and safegarde of mannes life: Bee it enacted, by aucthoritie of this present Parliament, that where any persone or persones, hereafter shalbe feloniously strycken, or poysoned in one countie, and die of thesame stroke, or poysoning, in another countie, that then an Indictment therof founden, by Juriors of the Countie, where the death shall happen, whether it shalbe founden before the Crouner, vpon the syght of suche ded body, or before the Justices of Peace, or other Justices, or Commissioners, whiche shall haue aucthoritie, to inquire of suche offences, shalbe as good and effectuall in the lawe, as if the stroke or poysonyng, had been committed and doen in thesame Countie, where the partie shall die, or where suche Indictment shalbee so founden, any lawe or vsage to the contrary notwithstanding. And that the Justices of Gaole deliuery, and *over* and *terminer*, in thesame Countie, where suche Indictment, at any tyme hereafter shalbe taken: And also the Justices of the Kynges Benche, after suche Indictment shalbe remoued before them, shal and maie procede vpō thesame, in all poinctes, as thei should or ought to do, in case suche felonious stroke, and death therby ensuing or poysoning, and death thereof ensuyng, had growen all in one same countie. And that such partie, to whom, a pelle of murdre, shalbe geuen by the lawe, maie commence, take, and sue a pele of murdre, in thesame countie, where the partie so feloniously striken, or poysoned shall die, as well against the principall and principalles, as against euery accessary to thesame offences, in whatsoeuer countie or place, the accessary or accessaries, shalbe giltie to thesame. And further, the Justices before whō any suche appele shalbe commenced, sued and taken, within the yere and daie, after suche murdre & manslaughter, committed and doen, shal procede against all, and euery suche accessary and accessaryes, in thesame countie, where suche appele shalbe so taken, in lyke maner and forme, as if thesame offence or offences, of accessary or accessaries, had been committed and doen, in thesame countie, where suche appele shalbe so taken aswell concerning the triall, by the Juriors or. xii. men, of suche Countie, where suche appele or appeles, shalbe hereafter taken, vpon the ple of not giltie, pleaded by suche offendor or offendors, as otherwise.

AND fuether, bee it enacted, by aucthoritie aforesaied, that where any murdre or felony hereafter shalbee committed and doen, in one coū-

tie

tie, and an other perſon or mo ſhalbe acceſſarie or acceſſaries in any maner of wyſe to any ſuche murther or Felonie in any other Countie, that then an Indictment founde, or taken agaynſt ſuch acceſſarie and acceſſaries, vpon the circumſtaunce of ſuch matter before the iuſtices of the peace, or other Juſtices or commiſſioners, to enquire of Felonies in the countie where ſuch offences of acceſſarie or acceſſaries in any maner of wiſe ſhalbe committed or done, ſhalbe as good and effectual in the law, as if the ſaid principal offence had ben cõmitted or done within theſame countie wher theſame Indictment againſt ſuch acceſſarie ſhalbe found. And that the iuſtices of Gaole deliuery or Oyer and Terminer or.ii. of them, of, or in ſuch countie where the offence of any ſuch acceſſarie ſhalbe hereafter committed and done vpõ ſuit to them made, ſhall write to the Cuſtos Rotulorum, or kepers of the recordes where ſuch principal ſhalbe hereafter attainted, or cõuicted, to certifie them whether ſuche principal be attainted, cõuicted or otherwiſe diſcharged of ſuch principal felonie, who vpõ ſuch writing to them or any of thẽ directed, ſhal make ſufficiẽt certificat in writing vnder their ſeale or Seales to the ſaid Juſtices, whether ſuch principal bee attainted, conuicted or otherwyſe diſcharged, or not. And after that they ſo ſhall haue the cuſtodie of ſuche Recordes, doo certifie that ſuche principall is attainted, conuicted, or otherwyſe diſcharged of ſuche offence by the law: That then the iuſtices of Gaole deliuery or of Oyer and Terminer or other there auctho̅riſed, ſhall proceede vpon euery ſuch acceſſarie in the countie where ſuche acceſſarie or acceſſaries became acceſſarie, in ſuche maner and fourme, as if both the ſaied principal offence and acceſſarie had been committed and done in the ſaied Countie where the offence of acceſſarie was or ſhalbe cõmitted or done. And that euery ſuche acceſſarie and other offendors abone expreſſed, ſhall anſwere vpõ their arraynmentes, and receiue ſuche tryall, Judgement, order, and execucion, and ſuffre ſuche forfaitures, paynes and penalties as is vſed in other caſes of felonie, any lawe, or cuſtome, to the contrary heretofore vſed in any wyſe notwithſtanding.

¶ The.xxv. Chapiter.

An acte for the keping of the Countie dayes.

Herz heretofore the moſte parte in all Shieres and Counties with in this Realme, the Countie Courte is and hath been vſually kept and holden from Moneth to Moneth, and ſo at euery Monethes ende one Countie, yet albeit in ſome Countries (thoughe not many) the ſaied Countie Courtes are holden from ſyx weekes to ſyx wekes, by force whereof the officers awarde out proces, aſwell of the king, as proces for the peace out of the

kynges Benche, as also other commō proces betwixt partie and partie, and the Attorneis and Solicitirs (who sue thesame) not knowing the priuate custome of these perticuler Shieres whiche haue and vse their Counties to be holden euery fyxe weekes, geue their proces like vnto, as in those Shieres whiche haue common custome to holde and kepe Countie Courtes euery moneth, wherby the kynges suites be not onely deferred, the playntefes and demaundantes delayed of their lawfull action and demaundes, but also thesaied pleintefes and demaundantes therby put to doble coste and charge, to the great ignominy and slaunder of the lawe, encorragyng of the offendours and transgressours, and to the cōtinuall impouerishing of all those who haue cause of sute: Inconsyderacion whereof, be it enacted by the kyng our souereigne Lord, the Lordes Spirituall and Temporall, and the Commons in this present Parliament assembled, and by thauctoritie of thesame, that from and after the firste day of Octobre nexte ensuyng this present Session of Parliament, no countie courte or courtes, hereafter to be kept within this Realme, shalbe longer deferred but one Moneth from courte to courte, and so thesaied courtes from henceforth shalbe kept euery Moneth and none otherwise: Any vsage, custome, statute, or lawe heretofore had or made to the contrary in any wise notwithstanding.

AND be it further enacted by the auctoritie aforesaied, that the Sheriffe of Northumberland from thenceforth shall kepe the countie courte of that Shyre in the Toune or Castell of Alnewyke and in none other place, any latter vse, latelie begon and brought in, to the contrary notwithstanding.

¶ The .xxvi. Chapiter.

An acte, against the carrying of whyte Asshes out of this Realme.

COnsyderyng that whyte Asshes made within the Realme, and other the kynges Dominions and terrytories, are very necessarye and expedient for the makyng of Sope and Saltpeter, and for the whytyng of Lynnen clothe, Dyeng, and showryng of Wollen clothe, and for other nedefull thynges in the Realme, and that thesame Asshes nowe of late haue been commonlye conueyghed ouer the Seas, and thereby vnhaunsed in pryce, and so skarse that the kynges louyng subiectes cannot haue suffycient of thesame for any conuenient pryces: Wherfore, be it ordeigned and enacted by the kynges hyghnes, wyth the assent of the Lordes Spirituall and Temporall, and of the Commons in this present Parliament assembled, and by

by the aucthoritie of thesame, that no person or persones, after the fyrste daye of Aprill nexte commyng, shall shyppe, lade, carie or conuaye, any whyte Asshes, towardes the parties beyonde the Seas, vpon payne of forfayture of. vi.s. viii.d. for euerie Busshell of suche Asshes so to bee shypped or laded to be caryed or conuayed into the parties beyonde the Seas: The moytie of whyche forfaiture, shalbe to the Kyng, and the other moytie to him or thē that wyl sue for thesame, in any of the kynges Courtes of Recorde, by accion, byll, plaint, or informaciou, in the whych accion, byll, playnt, or informacion, no wager of Lawe, essoyne, or proteccion, shalbe admitted or allowed.

¶ The.xxvii. Chapiter.

¶ An acte agaynst the false forgyng of Gaddes of Steele.

Where dyuerse persones of late, haue deceiptfully forged and made of certayne Yron called Bylbowe yron, lyke to the fashyon and maner of Gaddes of Stele, and haue solde thesame so forged to dyuerse of the Kinges Subiectes for Stele, wherby the greatest parte of edged toles, weapons, and other necessarie thynges hauyng edges, are of lytle or no value or goodnes, to the greate hurte of the Kynges louyng Subiectes: for reformacion whereof, be it enacted by the Kynges hyghnes by the assent of the Lordes Spirituall and Temporall and of the Commons in thys presente Parliament assembled, and by the aucthoritie of thesame, that yf any persone after the first daye of Maye nexte commyng, doo forge, or make, any suche Gaddes of Yron, or doo vtter or put to sale any suche Gaddes of any yron, shall forfayte for euery Gadde so forged or vttered or put to sale. iiii .d. the moytie of whyche forfayture, shalbe to the Kynge, and the other moytie to hym or them that wyll sue for thesame, in any of the kynges Courtes of Recorde, by accion, byll playnt, or informacion, in the whyche accion, byll, playnt, or informacion, no wager of lawe, proteccion or essoyne, shalbe allowed or admytted.

¶ The.xxviii. Chapiter.

¶ An acte for Fines wyth Proclamacions in the Countie Palentine of Chester.

IN humble wyse, shewyng vnto your excellent maiestie, youre true and faythfull Subiectes and lyegemen, the inhabitauntes of your graces Countie Palentine of Chester: That whereas heretofore by auctoritie of Parliament, diuerse necessarie and beneficiall estatutes haue been made for and concernyng the leuiyng of Fynes with Proclamacion, whyche are not onely necessarie for the preseruacion of quietnes and concorde amongest youre louyng Subiectes, and for the auoydyng of stryke and contencion, but also for great and perfecte assuraunce of all suche persones, to whom any suche tynes is leuyed of any landes tenementes, and hereditamentes, whiche saied beneficial and necessarie estatutes, do not extend to any Fines to bee leuied wythin youre sayed Countie Palentine of Chester: In tender consideracion whereof, pleaseth it your moste excellent maiestie that it maie bee enacted by your hyghnes and the Lordes Spirituall and Temporall and the Commons in thys present Parliament assembled, and by the auctoritie of thesame, that all and synguler Fynes whythe at any tyme hereafter shalbe leuyed or knowleged before the hyghe Justice of oure souereigne Lorde the kyng, or of hys heires and Successours of hys Countie Palentine of Chester for the tyme beyng, or before the Deputie or Lieuetenaunt, Iustice there for the tyme beyng, of any landes, tenemētes, or other hereditamentes, lyyng or beyng wythin thesayed Countie Palentine of Chester, whyche shalbe openly redde and proclaymed three seuerall dayes in the open Cessions, in the presens of the Justice of thesayed Countie Palentine of Chester for the tyme beyng, or before the Deputie or Lieuetenaunt Justice there at thesame Cessions that thesame Fyne shall fortune to bee engrossed: And also that shalbe openly redde and proclaimed in the presence of the Justice of thesayed Countie Palentine of Chester, or before the Deputie or Lieuetenaunt iustice there for the time beyng, at the two next generall Cessions that shalbe holden in thesayd Countie Palentine of Chester before the Justice of thesame Countie Palentine, or before the Deputie or Lieuetenaunt Justice there, nexte after the leuiyng and engrossyng of suche sayed Fyne at three seuerall dayes in eyther of thesayed two Cessions, after such maner and fourme as is commenly vsed in the kynges Court of commen pleys at Westminster, shalbe of lyke force, strength, and effect, in the lawe, to all ententes, constructions, and purposes: as Fines beyng duely leuied with proclamacions before the kinges Justices of his comen playes, be or ought to bee of.

The xxix. Chapiter.

An act against Sodomy.

Forasmuche

FOrasmuche as there is not at this present tyme any sufficient and condigne punishment appointed by due course of the lawes of this realme, for the detestable vice of Buggory: Be it therfore enacted by the assent of the kynges highnes, the Lordes spirituall and temporall and the Commons in this present Parliament assembled, that all and euery offendor or offendors in that tyme, after the first day of Aprill next ensuyng, beyng therof conuicted, or attainted by verdite, confession, outlary, or otherwise, shal suffre suche paynes of death, without losse of goodes or landes, or any other commoditie, his onely life excepted, as felons conuicted or attainted of Felony been accustomed to do, touchyng the sayd paines of death, by the common lawes of this realme: And that no suche person shall enioye the priuilege or benefite of his or their Clergy or Sanctuary: And that the Iustices of Peace shall haue full power and authoritie, within the limittes of their commission, and iurisdictions, to heare and determine the sayd offence, touchyng the sayd paynes of death, as they do, and haue vsed to do in cases of Felonye: Sauyng to the wyfe and children, the heires and successours, and administratours of the sayd offendour or offendours, and all other persones, and bodies pollitique, other then the sayd offendour or offendours, all suche right, title, clayme, and interest, to all and euery the sayd offendour or offendours, goodes, landes, and hereditamētes, as they or any of them might haue, or ought to haue had, if the sayd offendour or offendours had dyed his or their natural death, or had neither in this case, neither by any other meane offended any of the kynges lawes.

Prouided that no maner of person be empeched or molested for the sayd offence by reason of this present acte, except the sayd person be endicted of the sayd offence within vi. monethes next and immediatly folowyng the tyme of committyng the same. And that no person be receiued for wytnes, or to laye or geue euidence against the sayd offendor, as vpon whose credite the enquest should enfourme them selfe, whiche person should take any profite or commoditie by the death of the sayd offendor, if he were attainted or conuicted of the sayd tryme and offence: Nor that any suche attaindour shall make any corruption of bloud to the heire or heires of suche offendour or offendours.

The xxx. Chapiter.

An acte for the tounes of Rye and Wynchelsey and for the castyng of Ballast into the Camber.

FOrasmuche as the inhabitauntes of the tounes and portes of Rye and Wynchelsey in the countie of Sussex, haue truly enfourmed the Kynges moste honorable counsail, that the Harborow and Roade, called the Camber beyng nere to the sayd tounes of Rye, and Wynchelsey (lyeng ouer against

the coaſtes of Diepe in Fraunce) in tymes paſt hath been a harborough hable to receiue CC. or CCCC. ſayle of Shyppes, alwell in tymes of warre, as in tymes of peace. And beyng there might not onely iſſue out therof at all tymes to encounter their enamies, but alſo in tymes of ſtormy wyndes, might haue had reſcue and good harborough in the ſame to the great ſafegarde of the kynges ſhippes and marchauntes paſſyng to and fro, vpon the narrowe ſeas: Yet nowe of late, not onely the ſayd harborough & roade, called the Camber, but alſo all the Inne Creekes nere vnto Rye and Wynchelley aforeſayd, partly by occaſion of caſtyng of Ballaſt into the ſame harborough and Creekes, and partly becauſe diuers Marſhes Inned, take in no water to ſkower the Channel, but let out their freſhe water at gutters, ſo that at this preſent the Channel there, is ſo choked, ſwared, and filled vp, that there cannot lye in the ſame harborough, aboue xxx. or xl. ſayle of ſhyppes, and yet the ſame ſhyppes cannot come into the ſame harborough without great daunger: Therefore it is enacted and ordained by the kyng our ſouereigne Lorde, the Lordes ſpirituall and temporal, and the Commons in this preſent Parliament aſſembled, and by the auctoritie of the ſame, that the Maiors and Iurates of Rye and Wynchelley, nowe beyng, before the xx. day of Apryl next commyng, ſhal appoint conuenient places, to lay on all Ballaſt, that ſhalbe caſt out of any Hoye, Shyppe, Crayer, Bote, or other veſſel, whiche after the firſt day of May next commyng, ſhal come into, or within the ſayd Harborough or roade, to the entent to receiue or take into it, any freight or ladyng in ſhole parties. And that all maner of Ballaſt that ſhalbe had or caſt out of any Hoye, Ship, Crayer, Bote, or other veſſel, after the ſayd firſt day of May, ſhall by the perſones beyng in euery Hoye, Shyppe, Crayer, Bote, or other veſſell, be layed vpon ſuche places, as the ſayd Maiors and Iurates, or the more nomber of them, ſhall appoint and aſſigne, and at no other place, vpō payne of forfaiture of xl. ſ. of lawful money of England for the firſt part or portion of Ballaſt, ſo caſt ouer, and xl. ſ. for euery tonne of Ballaſt, reſidue, beyng caſt out of any Hoye, Shippe, Crayer, Bote, or other veſſell, contrary to the fourme aforeſayd: The one halfe of euery ſumme ſo forfaited, to be to the kyng our ſouereigne Lorde, his heires and ſucceſſors, and the other halfe, to be to him that will ſue for the ſame, in any Court of Record in this realme, in whiche action or ſuite no eſſoyne, protection, or wager of lawe, ſhalbe admitted or allowed. And it is further enacted and ordayned by the auctoritie aforeſayd, that the Maior and Iurates of Rye, for the tyme beyng, and Maior and Iurates of Wynchelſey for the tyme beyng, and euery of them, ſhall ſeuerally haue full power and auctoritie to holde plee, and to heare and determine all and ſinguler actions, ſuites, and complaintes, in any wiſe concernyng any acte or offence done or committed, at any tyme hereafter contrary to the fourme of this preſent acte, and to make execution vpon euery iudge-

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ment geuen in any of theſayd accions, and ſuites, aſwell vpon the ſea as vpon the lande, as by their diſcrecion ſhalbe thought conuenient.

The xxxi. Chapiter.

An acte for the citie of Cheſter touchyng the takyng of recognisaunces.

IN their moſte humble wiſe ſhewen vnto your highnes, your true, faythful, and obedient ſubiectes the Maior, Aldermen, Shiriffes, and Comminaltie of your graces citie of Cheſter, that where before this tyme the Maiors of theſayd Citie of Cheſter, were appointed and authoriſed, to take and receiue before theſayd Maiors, Recognisaunces, accordyng to the Statutes Marchaut, and of Acton Burnel, whereupon were deliuered vnto theſayd Maior, by the kynges Maieſties progenitours, that the were, aſpeciall ſeale concernyng theſame: By force whereof the Maiors and other officers there appointed, tyme out of mynde, haue commonally vſed, and practiſed to take Recognisaunces before them of Statutes Marchaunt, and Acton Burnel, and enrolled theſame, whiche euer hetherto was allowed, permitted and taken to bee good, and effectual in the lawe, vntil nowe of late, that ambiguitie and doubt hath ryſen, by the meanes of certaine ſiniſter perſones, more for the defraudyng of right, equitie, and iuſtice, then vpon any good grounde or matter, for their priuate commoditie, becauſe that in all poinctes it doeth not fully followe and agree, accordyng to all the ſtraight wordes of theſayd Statutes Marchaunt, and Acton Burnel, aſwell to the great hurte and ſlaunder of theſayd Citie, as alſo to the decaye of the Marchauntes whiche haue and ſhall lende their liuynges, wares, and money, and great boldnes of the boldnes of the creditours and debtours, to detaine theſame in their handes, to the great decaye of theſayd Citie: wherefore for the inconuenience thereof, and alſo for the auoidyng of theſayd ambiguitie and doubt, it may pleaſe your highnes that it may be by your grace with the aſſent of the Lordes ſpiritual and temporal, and the commons in this preſent Parliament aſſembled, ordained, eſtabliſhed, and enacted by authoritie of theſame, that all and euery ſuche Recognisaunce of Statutes Marchaunt, and Acton Burnel, whiche after the firſt day of Maye nexte commyng, ſhalbe taken, knowleged, enrolled, had and ſealed, with theſayd ſeale, appointed to theſayd Citie of Cheſter before the Maior of theſame Citie, for the tyme beyng, in like maner as heretofore the predeceſſours, Maiors, and other officers in theſayd Citie haue accuſtomed to take and enrolle and ſeale, ſhalbe as good, effectual and of force in the lawe to all

ententes, construccions, and purposes, as if the takyng of suche Recognisaunce did fully agree, and accorde to all intentes and purposes, with the straight wordes of thesayd Statutes of Acton Burnel, and the statute Marchaunt. And that vpon all certificates of thesayd Maiors hereafter like proces and execucions, to be awarded and directed out of the high courtes of Chauncery and Common place to all Shirifes, Maiors, Bailiefes, or other offiters in England and Wales, in as ample maner and fourme as is vsed els where within this realme for any Recognisaunce taken vpon any of the estatutes aforesayd, any law, statute, libertie, Fraunchise or vsage had or vsed to the contrary notwithstandyng.

The xxxii. Chapiter.

¶ An acte for the continuaunce of certaine statutes.

Where in the Parliament begon, & holden at Westminster the xxxvi. yere of the reigne of our late most dreade souereigne Lord Kyng Henry the eight, and there by diuers prorogacions continued vntill the xxiiii. day of Julye in the xxxii. yere of the reigne of thesayd late Kyng Henry the eight, there was one acte made and established, for and concernyng the reformacion of mispleadyng, Jeofailes, and attorneys, whiche sayd acte with the Prouiso, were made to endure vntill the last day of the next Parliament. And where also at the Parliament holden at Westminster in the xxxv. yeere of the reigne of our sayd late moste dreade souereigne Lorde, one acte was made, that for none apparaunce in Juries to haue *De circumstantibus*. And in the Parliament holden at Westminster in the xxxvii. yere of the reigne of oure sayd late moste dreade souereigne Lorde Kyng Henry the eight, thesayd actes and either of theim were continued vntill the ende of the nexte Parliament: Be it enacted and established by the Kyng our souereigne Lorde, the the Lordes spiritual and temporal, and Commons in this present Parliament assembled, and by the aucthoritie of thesame, that the actes aforesayd, and either of them, and all clauses, articles, and prouisions, in them and euery of them contained, shall continue & endure in their force and strength for euer.

The xxxiii. Chapiter.

An acte that no man stealyng Horse or Horses shall enioy the benefite of his clergie.

For

FOr asmuche as it is and hath been ambiguous, and doubtfull, vpon the wordes mencioned in one act, of Parliament, made the first yere of the reigne of oure soueraigne Lorde the kyng, whether that any person beyng in due fourme of the lawes found gyltie, or otherwyse attainted, or cõuicted, for felonies stealyng of one, horse, geldyng or mare, ought to be admitted, to haue and enioye the priuilege, and benefite, of his Clergie, or Sanctuarie: Therfore it is declared and enacted by the kyng our soueraigne Lorde, and the Lordes and Commons in this present Parliament assẽbled, and by the aucthoritie of thesame Parliament, that all and synguler person, and persons, felonously taking, or steling, any horse, gelding or mare, shal not be admitted to haue or enioye, the priuelege, or benefite of this or their Clergie or Sanctuary, but shalbe put from thesame, in lyke maner and fourme as though he or thei had been indicted or appeled for felonies stealyng of two horses, two geldynges, or two mares or any other, and there vpõ found giltie by veredict of .xii. men, or cõfessed thesame vpon their arainement, or stande wylfully or of malice muet.

The .xxxiiii. Chapiter,

An act for the Shiriek of Northumberland to be accomptable for his office as other Shiriekes be.

FOr asmuche as the Shiriles of the countie of Northumberland whiche haue been named now of long time passed, haue not attempted to the kynges maiestie of the issues, and profites of their Baylewycke, in the Kinges hyghnes Exchequer, nor els where, as other Shiriles of thesayed countie in olde time passed, haue done, nor as the Shiriles of other counties of thys Realme, do at this tyme, but do yerely receiue and take the hole profites thereof to their owne vses, to the great detriment and losse of the kyng our soueraigne Lorde, both of his vicoundels, and other fermes, aunswerable by the handes of thesayed Shirike, and of all other, dettes, issues, fynes and amerciamentes wythin thesaied countie, and of all alienactions, and intrusions, wardes, maryages, relyues, and suche other: Wherefore, be it enacted by the kyng our soueraigne lorde, with the assent of the lordes spirituall and temporal, and the commons in this present Parliament assembled, and by the auctharitie of thesame, that from hencefurth, all and euery suche person, and persons as shalbe hereafter named to be Shirike of thesaied countie of Northumberland, forthwith before he receiue his patent, and before he do exercise any part of thesaid office, shall put in sufficient suerties by himselfe, or by his sufficient deputie, or deputies, in to the kinges exchequer, there to entre in recognisaũce in such some and vpon suche condicions, as to the lorde treasorer & barons of thesayd Exchequer shal seme conuenient, in maner & fourme as

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all other ſhirifes of other counties of this realme do, vpon paine of euery ſuch Shyryfe makyng defaulte to forfaite to the kynges maieſtie an hundreth pounde to bee leuied of hys goodes, and cattals, landes, and tenementes, whereſoeuer they may be found to the kynges highnes vſe. And that thelayed Barons from tyme to time ſhall cauſe ſuche proceſſe to bee made for the kyng for the leuiyng of thelayed hundreth pounde, ſo to bee forfayted, to be directed to ſuche perſone and perſones, and in ſuche nature and ſorte, as to them ſhall ſeme beſt for the kyng for the leuiyng thereof, any thyng in thys acte or in any other lawe, Statute, vſe, prouiſion, or cuſtome, to the contrarie not wythſtandyng.

PROVIDED alwaie and be it enactee by thelayed auctho-ritie, that any ſuche Shyryfe, beyng ſo bounden as is aboue ſayed, ſhall not bee accomptable, but for hys owne tyme, and for the yere of hys Shyryfwycke onely, neyther ſhalbe charged, in or vpon hys accompte, by any proces, wyth any arrerages, or dueties, due to the kynges maieſtie by any his predeceſſours in thelayed offyce of Shyryfe, any thyng in this act, or any lawe, or vſage, or prerogatiue to the contrarie notwythſtandyng.

The.xxxv.Chapiter.

An acte for the confirmacion of the Subſedie of the Clergie.

WHere the Prelates and the Clergie of the Prouince of Cantorbury, haue louinglie and liberallie for certayne conſyderacyons geuen and graunted to the kynges maieſtie a Subſedie of.vi.s. of the pounde to be taken, and leuied, of all and ſyngulier the Spirituall promocions, within thelame Prouince, duryng the terme of three yeres nowe nexte enſuyng, in ſuche certaine maner and fourme, and with diuerſe exceptions and prouiſions ſpecified and conteyned in a certayne inſtrument by them therof made and deliuered to the kynges highnes vnder the Seale of the Archebiſhoppe of Cantorburie, as in thelame inſtrumente exhibited in thys preſent Parliament more plainlie it doth appere: The Tenour wheteof enſueth in theſe wordes.

THE Prelates and Clergie of the prouince of Cantorbury, vpon certaine great and neceſſarie conſideracions among them purpoſed and debated, callyng to remembraunce the moſte gracious and noble diſpoſicion of the kynges maieſtie their naturall and moſte redoubted ſouereigne Lorde vnder whoſe happy & prudent regiment, thei and al other hys highnes Subiectes, euer from the begynnyng of his moſt gracious reigne haue lyued in ſauegarde, quietnes, and ſuretie of their bodies and goodes, out of the daunger of inuaſions, ſpoyles, depopulacions

and

and destruccions of any forein enemyes, agaynst whose malice for the suertie and defence both of them and all other his Subiectes, his maiestie hath not spared to employe inestimable somes of his owne treasure and possessions by sondry occasions, & namely by reasō of the great and long warres whiche his grace hath iustly and moste noblie maintened, and in parte victoriously achieued, both by lande and Sea agaynst the Scottes rebelles to his highnes, and enemies of his most noble reigne. And consyderyng also that nexte vnto God they of thesaied Clergie bee most boundē to rendre to his maiestie their immortal and most humble thankes for many causes and benefytes, and chiefelie for the speciall quietnes whiche they doo presently enioye in the middes of thesaied moste cruell and deadly Warres hauyng no let nor impediment to applie them selues to serue God and studie in suche wyse as to their vocacions and dueties appertaineth And further considering that the maintenaunce, furnyture, expedicion and honorable perfourmaūce of thesaid Warres yet continuing, and other his graces weightie and noble affaires, for the publique weale of his Realmes, and Subiectes, necessarilie requireth great and inestimable charges and expences: Thesaied Prelates and Clergie, therefore for a remembraunce & declaracion of their good wyles, thankefull myndes, and bounden duties to his Highnes, with one voyce, and verie hartie good will, do geue and graunt by these presentes to his Maiestie, towardes thesaied great charges and costes, one Subsidie in maner and fourme folowyng: That is to saie, that euery Archebishop, Bishop, Deane, Archedeacon, Prebendarie, Prouost, maister of Colleges, masters of Hospytalles, Person, Uicar, and euery other persone and persones, of whatsoeuer name, or degree, he or they bee, enioyng any Spirituall promocion or other temporall possessions to thesame Spirituall promocion annexed, nowe not deuyded, nor seperat, by act of Parliament, or otherwyse, from the possession of the Clergie, shal paie to the kynges highnes for euery pound that he may yerely dispend by reason of thesaied Spirituall promocio, the some of, vi. shyllynges. And for the true and certayne knowlege of the yerely values of thesaied promocions, and euery of them, whereof the payment shalbe made, the rate, taracion, and valuacion, and estimacion remaynyng of recorde in the kinges maiesties Courte of the firste fruites and Tenthe for the payment of the perpetuall disme, concernyng all suche promocions, as bee in possession of the Clergie, or any other, not deuided by act of Parliament, or otherwise (as is aforesaied) shalbe followed and obserued without any makyng any valuacion, Rate, Taracion or estimacion, other then in thesaied recorde is comprysed.

PROVIDED alwayes, that for asmuche as the tenth part of thesaid valuacion, & tare before mēcioned, is yerely paied to the kynges highnes for the perpetuall disme, so as there remayneth onely nyne par-

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tes to the incumbent clere, this Subsedie of. vi. s. the pound, shalbe vnderstande onely of the same nyne partes, and of no more.

PROVIDED alwaies, that no person that is already promoted, to any spirituall benefice sithen the first day of Octobre last past before the date hereof, or that hereafter shalbe promoted to any spirituall benefice on this syde the first daie of Octobre, whiche shalbe in the yere of our Lorde God a thousand fyue hundreth fiftie and one, shalbe contributorie or charged to the kynges highnes, with any parte of this Subsedie, duryng the first yere of his saied promocion.

THE sayd Prelates and Clergie also do graunt, that this Subsedie of vi s. of the pound of the yerely value of euery promocio taxed as aforesaied, shalbe paid to the kinges maiestie within thre yeres next ensuyng the date hereof, that is to saie. ii. s. of euery pound in euery of the saied thre yeres. The first paimēt thereof to be due and made at the first day of Octobre nert ensuing, whiche shalbe in the yere of our Lord God a thousand fyue hundreth. xlix. And the second paiment thereof to bee due and made on the saied first daie of Octobre then nert folowyng, whiche shalbe in the yere of our Lorde God a thousand fyue hundreth and fyfty. And the third paiment thereof to bee due and made in the saied fyrste daye of Octobre then nexte folowyng, whiche shalbe in the yere of our Lorde God a thousand fyue hundreth fyfty and one, and to bee delyuered and payed yerely by suche, as shalbe appoynted to haue the collection thereof, to the Treasorer of the kynges Courte of fyrste fruites and Tenthes, or to any other persone, whome it shall please the kynges maiestie to appoinct for the Receipte thereof, before the feast of the Natiuitie of our Lorde in euery of the saied thre yeres.

ITEM the saied Prelates and Clergie also do graunt, that euery Priest, and all other persones hauyng a pencion by reason of the dissolution of any the late Monasteries, Colleges, free Chappelles, Chaunteries, Fraternities Guyldes, and Hospitalles, or any other corporacion within the said prouince of Cantorbury, shall likewise paye to his highnes fyue shyllinges of euery pound of the saied pencions, within the said thre yeres, at suche daie and tyme as is before specified: and that for the sure paiment thereof, a deduccion, and retencion, of the saied. vi. s. to be made in the handes of the payers of the said pencion, after the proporcio of. ii. s. of the pounde, euery of the saied thre yeres, to be delyuered and paied vnto his maiesties vse, at suche tyme and to suche persones, as the Subsedie of fyue shyllinges aforesaied shalbe paied vnto.

ITEM the saied Prelates and Clergie, do also graunt that euerie Priest receiuing Annuell stipend, beyng no perpetuite within the saied prouince, shal paie vnto his graces vse, vi. shyllinges. viii. d. in euery of the same three yeres, at the same daies, and vnder the same penalties, as the rest of the Clergie do paie for their promocions.

Item

Item the ſame prelates and Clergy, further do graunt that euery Archebiſhop & biſhop, and the ſea beyng vacant, euery Deane and chapter of that ſea voyde, ſhalbe Collectors of this ſubſedy within their propre Dioceſſe. And for the better recouery of the ſayd collection, the ſayd prelates & clergie, humbly beſeche the kynges highnes, that they may haue full power and aucthoritie by his Maieſtie, and the high court of Parliament, to vſe all ſuche wayes, meanes, and proceſſes as be preſcribed in the act of perpetual diſmes for the collection and leuyng of the ſame, and ſhall make accompt therof before the Chauncelor, or Treaſorer, or other officers of his graces court of the firſt Fruites and Tenthe, or in ſuche other places, as it ſhal pleaſe his highnes to appoint, in ſuche wiſe and after ſuche forme onely, as the ſayd Archebiſhoppes and biſhoppes be nowe charged for the collection of the perpetual Diſme, whereby is ment howe the lacke and default of payment, of and for any perticuler promocion, ſhall onely charge the Incumbent, and ſuche as be bound to paye the ſame, and that vpon ſuche paynes as be prouided in the acte of perpetual diſme againſt them that do make default in that behalfe.

Prouided alwayes, that euery Incumbent, makyng ſuche default of payment, after certificat of ſuche default, duely made & exhibited, in the kynges Maieſties court of firſt Fruites & Tenthe, ſhal forfait and loſe only that his benefice or promocion, for whiche he maketh default, & for the ſame ſhal incurre no other forfaiture, loſſe, daūger, paine or penaltie, any other pain, clauſe, article, or cõdicion in the ſayd ſtatute of perpetual Diſme contayned, to the contrary notwithſtãdyng. And that the Archebiſhop, Biſhop, Deane and chapter, gatheryng that they can receiue, & makyng payment therof, ſhall for the reſt not by them receiued be diſcharged by their certificat to be made by ỹ firſt day of January, in euery of the ſame thre yeres, or within xiii. dayes after, into the court of firſt Fruites & Tenthe. And vi.ð. of euery pound wherewith the Collectors ſhalbe charged in his accompt, clerely to be payed into the ſayd receipt, or into ſuche other place, as it ſhall pleaſe the kynges Maieſtie to appoint, ſhalbe allowed to the ſame Collector, for his ſayd accompt for the ſame, for the charges and collection, portage, conueyng and payeng of the ſayd Subſedy.

Prouided alwayes that this Subſedy graunted by the Clergy ſhall not be demaunded, or leuied, out of any benefice, or College, ſituate or ſet within the vniuerſities of Oxford and Cambryge, or of any benefice or other reuenues vnto any College of Oxford or Cambryge vnited, appropried or appertainyng, or of the College of Eton nigh Wyndſor, or of the College of Wynchester founded by Wyllīa Wykeham, ſometyme biſhop of Wynchester, or of any other churche, or benefice, or of any other reuenues to the ſayd Colleges or to any of theim annexed, appropried, or otherwiſe appertainyng.

Prouided alwayes that no ſpirituall promocion or any landes or re-

uennes annexed to theſame, beyng charged by this graunt or acte of the Prouince of Cãtorbury, or any goodes or cattalles, growyng, beyng or renuyng of theſame, and pertainyng to the owners of theſayd ſpiritual promocion, ſhalbe charged or made contributory to any fiftene, or other Subſedy, alredy graunted to the kynges highnes of the lay fee, or hereafter to be graunted, duryng the terme of theſayd thre yeres.

Item theſayd prelates and Clergy further graunt, that euery of his graces new erected Biſhops, deanes, Prebẽdaries, Petticanons, & preachers, ſhalbe charged to this Subſedy for their owne porcions onely, therof to paye vi.s. of the pound within theſayd thre yeres as is aboue reherſed, of other biſhoppes, and ſpiritual perſones, and theſe porcions of rentes and reuenues whiche his highnes hath geuen vnto theim for the maintenaunce of poore men, Scholemaſters, Vſhers, Gramarians, Queriſters, and other officers & miniſters, not to be charged with any part of this Subſedy.

Prouided alſo, that euery Parſon, Vicar, or other ſpiritual mã, payyng any pencion, wherof none allowaunce is made in the valuacion of his ſayd benefice, ſhal & may retaine li.s. of euery pound, of euery ſuche pencion, euery yere, duryng theſayd thre yeres to his owne relief, in conſideracion that he is charged to pay his ſubſedy of vi.s. of the poũd out of euery pound of the whole value of his promocion.

Prouided alſo, that where certaine lãdes, tenementes, rentes, tithes, pencions, porcions, fruites, and other hereditamẽtes, lately belõgyng to diuers Cathedral churches, or to other places eccleſiaſtical wꝑin theſayd prouince of Cantorbury, whiche were geuen & aſſigned to be beſtowed & ſpent, to and on the findyng and maintenaunce of certain Chaunteries, Anniuerſaries, obites, lightes, lampes, and other like thynges, intentes, and purpoſes, be nowe come into the hãdes and poſſeſſion of the kynges Maieſtie our ſouereigne lorde, by force of a ſtatute thereof made in the firſt yere of his gracious reigne, as by theſayd eſtatute more plainly appereth, that theſayd Cathedral Churches, and the Deanes or preſidẽtes & Chapiters of theſame, and all other places & perſones, to whõ theſayd landes, rentes and other the premiſſes or any of theim did lately appertayne, ſhall not be charged to and with any contribucion, or payment of any ſubſedy, for that part, or porcion where vnto the kynges Maieſtie is entitled or poſſeſſed of, but theſayd Subſedy ſhalbe vnderſtande to be chargeable and due onely of all and ſinguler lãdes, tenementes, rentes, tythes, pencions, porcions, fruites and other hereditamentes, whiche do ſtill remaine not diſſeuered from the handes and poſſeſſion of theſayd Cathedral Churches, and other the places and perſones aforeſayd: And that deduccion and allowaũce be made to them and euery of them in the payment of theſayd Subſedy, out of the whole value, taracion and eſtimacion, made for the payment of theſayd perpetual Diſme, remaynyng of recorde in the kynges Maieſties court of firſt Fruites and Tenthe,

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for that rate, and porcion, whiche is come to the hādes and possession of our sayd souereigne lorde by force of the statute premised.

Prouided also, that euery Parson and Vicar whose benefice is of the value of vi. pound xiii. s. iiii. d. or vnder, after the rate of the perpetual Tenthe, shall pay in euery of thesayd thre yeres only vi. s. viii. d. as stypendaries do, and not otherwise.

Prouided also, that euery priest & all other persones hauyng a pencion by reason of the dissolution of the late monasteries, Colleges, free chappels, Chaūtories, Fraternities, Guyldes and Hospitals, or any other incorporacions within the prouince of Cantorbury, or any of them and beyng of the summe of xl. s. or vnder, and not aboue, shall not bee charged or chargeable to thesayd Subsedy, or any part thereof, for any suche pencion of xl. s. or vnder, any thyng contayned in this graunt to the cōtrary notwithstandyng: As by thesayd instrument more at large it doeth appere.

And for the sure and true payment of this Subsedy graūted by the sayd prelates and clergy of the prouince of Cantorbury, accordyng to the tenor, purport, effect, and true meanyng of this present instrument, Thesayd prelates and clergye moste humbly desire and require your highnes, that this their sayd gifte, graunt, and Subsedy, and euery matter, summe of money, clause, and sentence, in this instrument contayned concernyng thesayd Subsedy, may be ratefied, established, and confirmed, by aucthoritie of your highnes court of Parliament. And for the sure and true payment of thesayd Subsedy graunted by thesayd prelates and clergy of thesayd prouynce of Cantorbury, accordyng to the tenor, effect, and true meanyng of thesayd instrument: Be it enacted by the kynges highnes, with the asset of the lordes spiritual and temporal and the commons in this present Parliament assembled, & by thauthoritie of thesame, that thesayd gift and graunt and euery matter, summe of money, clause, and sentence, in thesayd instrument contayned, be ratefied, established, and confirmed, by the authoritie aforesayd. And furthermore, be it enacted by the aucthoritie of this present Parliament, that euery person that shalbe appointed to the collection and gathering of thesayd Subsedy, shal haue full power and aucthoritie to leuy, take, and perceiue thesame Subsedy, by aucthoritie of the sensures of the Churche, or by distresse, vpon the possession of the farmors, & owners of the lādes and tenementes, chargeable by this act, for, or to the payment of any summe or summes of money, or otherwise by the discrecion of the Collectours thereof: And that no Repleuy, prohibicion, or Supersedeas shalbe allowed or obeyed for any person or persones, makyng default of payment of thesayd subsedy, contrary to the tenor of the graunt therof, vntill suche tyme, as they haue truely satisfied and contented all suche part & porcions, as to them in that behalf appertaineth. And that euery suche farmor and farmors, that shal fortune hereafter to be char-

ged to and with the payment of thesayd subsedy, or any part therof, shal by the aucthoritie aforesayd be allowed, and retayne in his handes, asmuche of his yerely farme and rent, as the sume whiche he shall fortune to pay for his lorde, or lessour, shall extende and amount vnto, any writyng, couenaunt, band, or other thyng had or made to the contrary in any wise notwithstandyng. And for the leuiyng of thesayd Subsedy of vi.s. of the poūd, and for the yerely pencions whiche any priest or other person or persones whiche heretofore haue been religious or taken for religious persones, do or shall receiue at the court of Augmentacions and reuenues, the Chauncelor of thesame court for the tyme beyng, shal yerely duryng thesayd thre yeres, that is to say, at the feast of saint Michael the Archaungel yerely duryng thesayd thre yeres, detayne and retayne in his handes, or cause to be detayned or retayned in the hādes of other the officers and ministers of thesame court, to the kynges vse, for euery poūd of thesame pencions ii.s: And thesame shal well & truly pay or cause to be payd into thesayd court of the Tenth & first fruites, or els where as the kynges highnes shall appoint, before the first day of January without any charge to be made or susteyned in that behalfe.

And be it further enacted by thaucthoritie aforesayd, that euery other person and persones which pay or be chargeable to pay any yerely rent, pencion or pencions, to any Priest or other person or persones, whiche heretofore haue been religious, or takē for religious persones chargeable to the payment of thesayd Subsedy, that euery suche person or persones whiche do so pay or hereafter shall pay any of thesayd yerely rentes, pencion or pencions, shall not onely duryng thesayd thre yeres, retaine in his handes yerely to the kynges vse, for euery pound of thesame yerely rentes, pencion or pencions ii.s. And thesame well and truely pay or cause to be payed yerely, duryng thesame iii. yeres, vnto the Ordinary of thesame dioces, or to the Collector of thesayd Subsedy there, to the kynges vse: But also shall yerely, duryng thesame thre yeres before the first day of December, certifie vnder his or their seale or seales, vnto thesayd court of the Tenthe and first Fruites, or els where it shall please the kynges highnes to appoinct, the names and surnames of all and singuler suche priestes, or other persons, religious, or heretofore taken for religious persones, as is aforesayd, and the true yerely rentes or pencions, whiche they or any of thē be entitled to haue, or receiue yerely as is aforesayd. And that the Chauncelour for the tyme beyng of the kynges court of Augmentacions and reuenues of the kynges croune, shal likewise yerely duryng thesayd thre yeres, before the first day of Decēber, certifie vnder the seale of thesame court, not only the names & surnames of al and synguler priestes and other persones chargeable for thesayd seueral rentes and yerely pencions to the payment of thesayd Subsedy in thesayd court of the Tenth and first fruites, or els where it shall please the kynges Maiestie to appoinct: But also, the true and

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iuſt yerely ſumme and ſūmes of theſame yerely rentes or pencions, with the names & ſurnames of the perſons chargeable to the payment therof. And that the Archebiſhop and Biſhop of euery Dioces within theſayd prouynce of Cantorbury, ſhall yerely duryng theſayd thre yeres, before the firſt day of January, or within xviii. dayes after at the furdeſt, certifie vnder his ſeale in theſayd court of Tenthe and firſt Fruites, or elſwhere it ſhal pleaſe the kyng to appoint, the names and ſurnames of all and ſynguler Stipendary prieſtes beyng within any of their dioceſſes, chargeable to theſayd payment of theſayd Subſedy as is aforeſayd, & alſo the names and ſurnames of euery ſuche perſon and perſones with whoin he or they did dwel, and take any ſtipende or wages.

And be it further enacted by thaucthoritie aforeſayd, that euery ſuche perſon and perſones whiche within theſayd iii. yeres ſhall gene and pay any ſtipende or wages to any ſuche prieſt as is aforeſayd, ſhall for the inſufficiēcy or default of euery of theſame prieſt or prieſtes beyng in ſeruice or wages with him, at theſayd firſt day of October, be charged and chargeable to and with the payment of vi.s.viii.d. for theſame yere.

And be it further enacted by the aucthoritie aforeſayd, that theſayd Archebiſhop, Biſhops, & other perſones chargeable to & with the collection of ỹ ſayd ſubſedy of vi.s. the pouñd, within theſayd prouynce of Cātorbury, ſhal haue vpō euery payment therof made in the kynges court of the Tenthe and firſt Fruites, or elſwhere the kynges Maieſtie ſhall appoinct, a ſufficient acquitaūce in writyng, of ſuche perſon or perſones as the kynges Maieſtie ſhall appoinct for the receipte therof, theſame acquitaunce wytneſſyng theſame receipt of aſmuche of theſame ſumme of theſame Subſedy, as ſhalbe by any of them ſo receiued And euery ſuche acquitaunce in writyng, ſealed & ſubſcribed with the name or names of euery ſuche perſon or perſones that ſo by the kynges appoinctment ſhal receiue any of theſayd ſummes of money, ſhalbe as good and effectual in the lawe, and alſo a ſufficient diſcharge to all intentes, conſtruccions, and purpoſes, as if it were made by act of Parliament. And that euery perſon and perſones whiche ſhall haue and receiue any ſuche acquitaunce ſhall pay but onely ii.d. for euery of theſame acquitaunce.

Be it alſo enacted by the aucthoritie aforeſayd that all & euery graūt and grauntes, of all and euery ſumme & ſummes of money, whiche hereafter ſhalbe graunted to the kynges highnes by the Clergye of the prouynce of Yorke, ſhalbe of theſame ſtrength, force and effect in al thinges as theſayd graunt made by theſayd prouynce of Cantorbury, and ſhalbe taxed, certified, collated, leuied and gathered, accordyng to the tenor, forme, and effect of this preſent act of Parliament, to all intentes, conſtruccions and purpoſes, in ſuche maner, as though it were ſpecially, plainly, and particulerly expreſſed, and rehereed in this acte by expreſſe wordes, termes, and ſentences, in their ſeueral natures and kyndes.

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Prouided alway, and be it enacted by aucthoritie aforesayd, that euery laye person hauyng any spiritual promocion, chargeable by this act, and also hauyng temporal possessions, goodes, cattalles and debtes chargeable to the Subsedy graunted by the temporaltie, shalbe charged, taxed, and set, for his sayd spiritual promocion, with the clergy, and for his temporal possessions, goodes and cattals, with the temporaltie, and not otherwise.

Prouided alwaies, and be it enacted by thaucthoritie aforesayd, that all suche as haue been religious persones, and other hauyng any pencion by reason of any dissoluciō of any late monastery, College, or Hospitals, or any other corporacions within the Prouynce of Cātorbury and Yorke or any of them, and beyng of the sūme of xl.s. or vnder, and not aboue, shal not be charged or chargeable to thesayd Subsedy, or any part therof, for any suche pēncion of xl.s. or vnder, any thyng contained in this act, or in any of thesayd instrumētes, or any of them, to the contrary notwithstandyng.

The

The xxxvi. Chapiter.

¶ An act of the Relief graunted to the kynges Maiestie by the Lordes and Commons.

WHyleſt we the kynges Maieſties kaythfull louyng and obedient ſubiectes, the Lordes and Commons aſſembled in this preſent Parliament do conſider the preſent ſtate of the worlde, what great troubles be in all places, what enemies both his Maieſtie and this his realme hath and is like to haue, and that their malice and hatered is bent, partly to diminiſhe his graces Maieſtie and the honor of this his realme, partly to ſpoyle theſame of the iuſt, true, and auncient enheritaunce, right, and title, that his highnes and his moſte noble progenitours kynges of this realme of Englande haue alwayes had to the realme of Scotland, beyng a membre and a part of his kyngdome and dominion: and chiefly for that we of late hauyng abandoned the aucthoritie of the biſhop of Rome and his wicked doctrine, haue and do adhere to Chriſt and his moſte holy worde, as becommeth all Chriſtians to do, that meane to be no leſſe in dede, then they profeſſe in name: Whyleſt we alſo conſider, that his grace and we his kaythfull and obedient ſubiectes be but one body politique, his highnes the head and we the membres, and that no good or felicitie can come to the one, but the other ſhalbe partaker therof, and that no hurt or aduerſitie can happen to the one wherewith the other ſhall not alſo be greued: Whyleſt alſo we conſider the practiſes and pollicies of other Princes and potentates, what great preparacions they make both of men and alſo of other furniture for the warres, and what great treaſure they of late haue leuied and gathered of their ſubiectes: we perceiuyng that all the kynges Maieſties procedynges wholy tende to the aduauncement of the true glory of God, the maintenaunce of the Maieſtie of the impetrial croune of this realme, and the defence and ſauite of vs and this his realme, fully mynded to cleaue and ſticke to God and his moſte holy worde, vtterly determined to maintayne his graces honor and all ſuche rightes and titles as be annexed to his Impetrial croune, preſt and redy to defende our ſelfes and this his realme and our countrey: and finally content to leaue father, mother, brethren, ſiſtren, wyues, children, landes, goodes, yea, and this mortal life alſo, rather then we would deny Chriſt & forſake his worde, whiche is the liuely food of mans ſoule, rather then we would ſuffre his royal Maieſtie, to be in any part diminiſhed, rather then we would conſent, that the Impetrial croune of this realme ſhould be depriued of any honor, title, right or intereſt therevnto belongyng: and finally rather then any forein powre, ſhould do vs or our countrey any hurt or iniury, haue thought it good to prepare and make, not only our perſones redy for the warres, hauyng a full affiaunce and perfit confidence in God, that as he alwaies hath ſent victory to ſuch as profeſſed

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him and put their hole truſt in him: albeit they wer but very fewe & that very feble in mans ſight, in reſpect of the multitude and force of their enemies: ſo he now wil haue ſpecial regarde and eye to this litle realme, & vs his poore ſeruantes and litle flocke, taking to his charge and defence our litle ſhephard, tyl yeres and ſtrength make him better able to bicker with his enemies, and that therfore he with vs and for vs wyl deuiſe to withſtand, reſiſt, and ſubdue the force and puiſsaunce of our ſtoute foes, nomore ours then his, at the leaſt, ours for his cauſe: but alſo to make among vs a maſſe of money, to relief and maintain the great and ineſtimable charges that our moſt gracious ſoueraigne lorde hath and daily doth ſuſteine, a thing much vnable to ſerue any pece of his preſent neceſſities, if his grace dyd meane to ſpare any part of his owne treaſure, beſeching his grace, not to caſt his eyes, vpon the ſmalnes of this our ſimple preſent, but to laie by it our good wylles, which we make the chiefeſt part of our relief, it faithfully promiſyng, al the reſt to be redy, when peryl or enemy ſhal declare this not to ſuffice. Firſt we his graces ſaid ſubiectes do by the auctoritie of this preſent parliamẽt freely & franckelie geue and graunt vnto his moſt royal Maieſtie a relief, to cõtinue by the ſpace of .iii. yeres, to be rated, taxed, leuied and gathered of euery perſon of what eſtate or degree he be, accordyng to the tenour of thys acte, after the rate and in maner and fourme followyng, that is to ſay, aſwel of all and euery perſon as is or hereafter ſhalbe his graces natural ſubiectes, as of all and euery fraternitie, guylde, corporacion, miſtery, brotherhed, companie and cominaltie corporat or not corporat wythin this Realme of England, Wales, and other the Kinges dominions, beyng worth ten poũdes of money, coine, plate, ſtocke of marchandiſe, corne, graine, ſhepe beaſtes, cattals, or other goodes mouable, aſwell within this realme as without, and of al ſuch ſommes of money as to him or them is or ſhalbe owyng, wherof he or their truſt in their conſciences ſuerly to be paied: yerely twelue pence of euery pounde. And of euery Alyen or ſtraunger borne out of the Kinges obeyſaunce aſwel denizen as not denizen inhabityng or reſpaunt wythin this realme or any other the kynges dominions being worth ten poundes in money, coyne, plate, ſtocke of marchandiſe, corne, graine, ſhepe, beaſtes, cattals, or other goodes mouable, aſwel within this realme as wythout, and of all ſuche ſommes of money as to him is or ſhalbe owyng, wherof he truſteth in his conſcience to be ſuerly paied: yerely, ii.s. of euery pound. And of euery alien or ſtraunger borne out of the kinges obeyſaunce aſwell denizen as not denizen inhabityng or reſpaunt within this realme, or any other the kinges dominions, beyng worth twenty ſhyllinges, and vnder ten poundes in money, coyne, plate ſtocke of marchaundiſe, corne, graine, ſhepe, beaſtes, cattall, or other goodes mouable, aſwell within this Realme as without, and of all ſuch ſommes of money as to him, is or ſhalbe owing, wherof he truſteth in his conſcience to be ſuerly paied, yerely xii. pence of euery pound. Excepte and out of the premiſſes deducted, ſuch cõmes of money as any perſon

son or persons before chargeable owe, and in his or their consciēce truly mynde to paye, And excepted also the apparel of such persons their wyfes and children belongyng to their owne bodies, sauyng iewels, golde, siluer, stone and perle. Excepted also alwaies from the charge, assessemēt and paiment of thesayd reliefs, al money, goodes and cattals, of orphanes bequethed or left vnto them by their parētes, or other their frendes deceassed. And that all plate, coyne, Jewels, goodes, debtes, and cattals, personals, being in the rule and custody of any person or persons to the vse of any corporacion, fraternitie, guild, misterie, brotherhod, company or any commalte being corporat, or not corporat, be and shalbe rated, set and charged by reason of thys acte, at the value certifyed by the presentours of the certificat, to be swoyne, of euery pound in goodes, and debtes as is abouesayd. And the sommes that are before rehersed, set and taxed, to be leuied and taken of them that shall haue such goodes in custodie, as is before rehersed. And the same person, or persones, and body corporat by the aucthoritie of this act, shalbe discharged against him or them, that shall or ought to haue the same at the tyme of the payment or delyuerie thereof, or at hys other wyse departure from the custodie or possession of the same. Excepte and alwayes forprysed from the charge and assessement of this relief, all goodes, cattals, Jewels, and ornamentes of churches and chapelles, ordeyned, and vsed in churches or chappelles, for deuine seruice therin to be celebrated. Also we the kinges maiesties subiectes do geue, and graunt to hys highnes, eight pence to bee payed yerely, duryng thesayd. iii. yeres, by euery other person not borne vnder the kynges obeysaunce, beyng denisen, or not denisen, other then women couert, souldiers and suche persons as be vnder the age of. xii. yeres, dwellyng or resyaunt within this realme or any other the kynges dominions. And thesayd reliefes, shalbe by the aucthoritie aforesayed, taxed, assessed and rated, duryng thesayd. iii. yeres in euery shere: riding, lathe, wapentake, rape, citee, borough, toune, and euery other place, with in thys Realme of Englande, and Wales, and other the kynges dominions, in fourme folowyng, that is to saye: the first yere before the. xx. day of Marche: and the other two yeres, before the. xx. day of January. The first paiment of thesaid relief, to be had, made and paied, at the receipt of the kinges exchequer before the. vi. day of May next comming. And the second to be made and payed, at thesayd receipt, before the. xx. day of April, which shalbe in the yere of our Lorde God after the cōputacion of the church of England. M. ccccc. l. And the third paiment to be had and made at thesaid receipt, before the. xx. day of April, which shalbe in the yere of our Lord. M. ccccc. li. And the sommes abouesayd: of and for thesayd relief, shalbe taxed, set, asked, and demaunded, taken, gathered, leuied, and payed, vnto the vse of our sayed soueraigne Lorde, hys heyres and Successours, in fourme abouesayed, aswell wythin liberties, Franchesyes, Santuaries, auncient demeasne, and other whatsoeuer place exempte, or not exempt, as wythout. Except suche sheres pla-

tes, and persons as shalbe forprised, in and by this present acte: any graunt, charter, prescription, bse or libertie, by reason of any letters patentes, or other priuilege, prescripcion, allowaunce of the same or what soeuer other matter of discharge heretofore to the contrary made, granted, vsed, or obteigned notwithstanding. And it is further enacted by the authoritie of this present Parliament, that euery suche persone, aswell suche as be borne vnder the kynges obeysaunce, as euery other persone straunger borne denysen or not denisen, inhabityng within this realme, or within Wales or other the Kynges dominions, whyche at the tyme of the sayd assessyng or taxacion perely to be had or made, shalbe out of this realme, and out of Wales, and haue goods or catells, within this realme, or in Wales, shalbe charged and chargeable for the same, by the certificat of the inhabitantes of the parties, where such goodes, cattals, landes, tenementes, or other the premisses than shalbe, or in suche other place where such person or his factor, deputie or attorney, shal haue his moste resorte vnto within this realme, or in Wales, in lyke maner as yf the same persone were or had ben at that tyme of the same assessing within this realme. And that euery person abydyng or dwellyng within this realme, or without this realme, shalbe charged, and chargeable to the same relief, graunted by this act, accordyng and after the rate, of the value of his substaunce, goodes and cattals, and other premisses, as suche person so to be charged, shalbe set at in the tyme of the sayd assessyng, or taxacion vpon him to be made, and in none other wyse.

pardoned

And further we the kynges subiectes, do gelie and graunt freelie to his highnes, one other relief to be payed, yerely during .iii. yeres, at the receipt of the kinges exchequer, after the rate and in maner, and fourme folowyng, that is to say, of euery Ewe, kept for the most part of the yere in seuerall, salt or fresshe marshes, or in seuerall pasture, that is to saye: groundes not common, nor commenlie vsed to be tylled .iii. pence. Of euery wether, and other shere shepe kept in pasture or marshes, as is aforesayd, two pence. And of euery shere shepe kept on commons or on seuerall groundes, commonly vsed to bee tylled three halfe pence. To bee payed yerely, during the sayd three yeres, by the owner or owners of the same shepe, and not by any person that hath the same shepe in farme, or by lease, paying a rent or any other profyt for the same, or whiche is or shalbe bound by any maner of couenaunt or suertie to restore the same, or as many shepe or the value thereof at any tyme.

pardoned

Prouided alwayes and be it enacted by the authoritie aforesayed, that euery person not hauyng aboue the nomber of ten shere shepe, shall paye yerely duryng the sayd .iii. yere, one halfpeny, for the polle of euery suche shere shepe, and that euery person halyng aboue ten shere shepe, and not aboue .xx. shall paye for euery of them but one peny, durying euery of the sayd .iii. yeres, any thyng before in this graunt of the relief of shepe, conteyned to the contrarie in any wyse notwithstandyng. The first payment of the sayd Relief of sheepe, to be made before the fyrst day

of

of Nouember next commyng: the second before the first day of Nouember whiche shalbe in the yere of our lorde God M.ccccc.l. And the third before the first day of Nouember, whiche shalbe in the yere of our lorde God M.ccccc.li.

Prouided alwayes and be it ordeined and enacted by the aucthoritie aforesayd, that if the value of the shepe, cattal, & other mouable goodes, of him or her, that hath shepe chargeable to the payment of thesayd Relief, beyng rated and gathered into one whole and entire summe and value, shalbe found greater, and more for the aduauncement of this Relief, than the payment that ought to be made by the polle of thesayd shepe, as is before declared, that then the owner of thesayd sheepe, shall not be chargeable with the payment, after the rate of the polle. And if it shall appeare that the payment after the rate of the polle shal excede in value, & be more beneficial to the kyng, then the money rated of the whole substaunce of any person: That then suche person hauyng shepe shalbe charged to pay after the rate of the polle, and not after the value of his entire substaũce: The Relief payed the yere before of his entire substaũce to be taken, and accompted as percell of the summe that shalbe due and payable in the whole at the yeres ende vpon the accompt made for the polle of his shepe.

Also we the kynges sayd subiectes by the aucthoritie aforesayd, do geue and graunt vnto the kynges Maiestie, one other Relief, that is to say vnit pence of the pound, of the pryce and value of all and synguler Wollen clothes, Carseyes, Fryses, Cottons, Kendales, and all other kynde of wollen clothes, of what sorte or makyng soeuer thei be, that frõ the feast of the Natiuitie of saint Jhon Baptist next cõmyng, duryng thre yeres then nexte folowyng shalbe made by any person to be put to sale, the same Relief to be leuied and gathered yerely duryng thesayd iii. yeres, of the maker of thesayd clothe, in suche maner and forme as hereafter in this act shalbe declared.

Prouided alwayes, and be it ordayned and enacted by the aucthoritie aforesayd, that if it shall appere that the rate of viii.d. of the pound of the price and value of the clothe, by suche Clothier made as is aforesayd, shall excede the rate of xii.pence of the pound, of his goodes and cattals, that then euery suche Clothier, shall pay onely after the rate of viii.d. of the pound of the clothes, and not after the value of his goodes and cattals the Relief payed the first yere of his entier substaunce to be taken and accompted as parcell of the summe that shalbe due and payable in the whole at the first yeres ende vpon accompt for the clothes by him made as is aforesayd. The second Relief, paied of his entier substaunce, to be taken and accompted as parcell of the summe that shalbe due and payable, in the whole at the second yeres ende vpon accompt for the clothes by him made, as is aforesayd. And the third Relief, payed of his entier substaunce to be taken and accompted as percel of the summe

that shalbe due and payable in the whole at the third yeres ende vpon accompt for the clothes by him made, as is aforesayd.

Prouided also, and be it ordayned and enacted by the aucthoritie aforesayd, that if any person to thintent to defraude the kynges Maiestie of the Reliefes graunted by this acte, or any part thereof do colour and take vpon him, by the assent or consent of the true owner thereof to be owner, or proprietary of any goodes, shepe, clothes, or other thynges chargeable to the payment of thesayd Relief, and in dede shalbe found, tried or proued, not to be iust and right owner therof, vpō any informacion therof to be made in the kynges court of Exchequer within ii. yeres next after suche offence, that not onely suche goodes, shepe, clothes, and other thynges, or the value therof shalbe forfaited to the kyng, but also the partie so falsely colouryng thesame, or pretendyng to be owner, or proprietary of thesame, shall forfaite and lose to the kyng, the treble value therof, to be leuied of his goodes and cattals, landes, and tenementes to the kynges vse.

AND to the entent that the kynges Maiestie may be iustly & truely satisfied of thesayd Relief, of the value and substaunce of euery mannes goodes, and other summes, to be payed by straungers, denizens or not denizens, by vs to his highnes geuen in maner & fourme afore expressed, & in no part thereof to be defrauded, as our intent and hope is his grace shal not be: Be it ordayned and enacted by thaucthoritie aforesayd, that the lorde Chauncelor of England, the lord Thresauror of England, the lorde President of the kynges moste honorable coūsail, the lorde Priuie seale, and the lorde great Chamberlayne of Englād, for the tyme beyng, or two of them at the least, wherof the lorde Chaūcelor or the lord Thresouror, to be one of them, shall and may name & appoint of and for euery shyre, ridyng and other places, aswell within this realme, as in Wales, and other the kynges dominions, as also for euery Citie and toune, beyng a countie of it selfe, and of and for the Isle of Wyght, suche certain nomber of persones of euery of thesame shires, ridynges, lathes, wapentakes, rapes, cities, tounes, and the Isle of Wyght, & euery other place, and other the inhabitauntes of thesame, to be Commissioners within the same, wherof they be inhabitauntes, and also of and for the honourable housholdes of the kyng our souereigne lorde, the Lady Mary, and the lady Elizabeth graces, the kynges Maiesties systers, certain head officers of thesame, to be Cōmissioners of thesame housholdes, in what shyres or other places thesayd housholdes shall happen then to be: and the lorde Chauncelor or lorde Threasauror, & other with him before named, in like maner may name and appoinct of euery other suche Borough & toune corporate, aswell in England, as in Wales, and other the kynges dominions, as they shall thynke requisite vi. v. iiii. iii. or ii. of the head officers, and other sad and honest inhabitauntes of euery of thesayd Cities, Boroughes and tounes corporate, according to the nomber & multitude

titude of people beyng in thesame: the whiche persones if any suche be ther vnto named of thesayd inhabitauntes of thesayd Bozoughes and tounes corporate, not beyng countues in themselfes, shalbe ioyned and put as Commissioners with the persones, named for suche shires and ridynges, as thesayd Bozoughes and tounes corporate not beyng Cotities in themselfes be set, and haue their beyng: which persones so named for and of thesayd Bozoughes and tounes corporate, not beyng Countties, by reason of their dwellyng in thesame, shal not take vpon them, ne none of them, to put any part of their cõmission in execucion for the premisses, out of thesayd Bozough or toune corporat, wherin they beyng so named onely for thesame, be dwellyng, and also not to execute thesayd cõmission, within the Bozough or toune corporat, where thei be so dwellyng, but ioyntly with .iii. at the least of the other Commissioners within the shire or ridyng, and in that commission wherein they be so dwellyng, at suche dayes and tymes, as thesayd other Commissioners for thesame shire and ridyng, shal ther vnto limitte and appoinct within thesame borough or toune corporate, not beyng countie corporat, wherof they so be, and not out of suche bozough or toune, and in that maner to be aydyng and assistyng, with thesayd other Cõmissioners, in and for the good executyng of the effect of thesayd cõmission, vpon paine of euery of thesayd Commissioners, so named for euery suche citie, bozough and toune corporate, not beyng a countie, to make suche fine as thesayd other Cõmissioners in the commission, of and for thesayd shire or ridyng so named, or three of them at the least, shal by their discrecions set and certifie into the kynges Exchequer, there to be leuied to the vse of our souereigne lorde the kyng, in like maner as suche or like sũmes had been set & rated vpon suche person for thesayd Relief: The whiche Commissioners so named, of & for thesayd cities, boroughes and tounes, not beyng counties, and onely put in thesayd commission by reason of their dwellyng in thesame, shall not haue any parte of the portion of the fees and rewardes for the Cõmissioners, and their clerkes in this act afterward specified. And the Chauncelor of England, or keper of the kynges great seale for the tyme beyng, shall make and directe out of the court of Chauncery, vnder the kynges great seale, seuerall commissions, that is to say, to euery shire, ridyng, lathe, wapentake, rape, citie, toune, bozough, Isle, and housholde, vnto suche person and persones, as by his discrecion and other with him before appointed and named, in like maner and fourme as is afore rehersed, shalbe thought sufficient for the lessyng and leuyng of the sayd Relief in all shyres and places, accordyng vnto the true meanyng of this acte: whiche Commission shalbe directed and deliuered to thesayd Commissioners, or to one of them yerely, duryng thesayd three yeres, in maner and fourme folowyng, that is to saye: the first yere before the tenth day of Marche nexte commyng, and the other two yeres, yerely before the first day of January: and to euery of thesayd commissi-

ons, r. Cedules, cõtainyng in them the tenour of this act, shalbe affiled, the whiche Commission the Commissioners in euery suche Commission named, accordyng vnto this act, or as many of them as shalbe appointed by the Kynges Commission, shall haue full power and aucthoritie to put the effect of thesame Cõmission in execution. And that by aucthoritie of this act, after suche cõmission to them directed perely duryng the sayd iii. yeres, they may by their assentes & agrementes, seuer themselues for the execution of their cõmission, in hundredes, lathes, wardes, rapes, wapentakes, tounes, parishes, & other places, within the limittes of their sayd cõmission, in suche fourme as to them shall seme expedient to be ordred, and betwene them to be commoned and agreed, accordyng to the tenour and effect of the commission to them therin directed, vpon whiche seuerance, euery person of this present Parliament that shalbe Commissioner, shalbe assigned in the hundreth where he dwelleth.

Prouided alwayes, that no person be or shalbe compelled to be any Cõmissioner, to and for the execution of this present act, but onely in the shire wher he dwelleth and inhabiteth: and that any person beyng assigned to the contrary therof, in any wise shal not be cõpelled to put in execution the effect of this act, or any part therof. And it is also enacted by thaucthoritie of this present Parliamẽt, that the Cõmissioners, & euery of them whiche shalbe named, limitted, and appointed accordyng vnto this act to be Commissioners in euery suche shire, tidyng, lathe, wapentake, rape, Citie, Coune, borough, Isle, and thesayd housholders or any other place, and none other, shall truely, effectually and diligently for their part, execute the effect of this present acte, accordyng to the tenour therof in euery behalfe, and none otherwise by any other meanes, without omission, fauour, dread, malice, or any other thyng to be attempted and done by them, or any of them, to the cõtrary hereof: and thesayd Cõmissioners, or as many of them as shalbe appointed by thesayd Commission, and none other, for the execution of thesayd commission, and act, shall the first yere of the payment of this Relief of goodes, before the xx. day of Marche, and the other two yeres, perely before the xvi. day of January, by vertue of the commissions, deliuered vnto them, in fourme aboue sayd, direct their seueral or toynte precept vnto viii. vii. vi. v. iiii. or iii. or moo, as for the nomber of the inhabitaũtes shalbe requisite, of the moste substancial, discrete and honest persones inhabitauntes, to be named by thesayd Commissioners, or by as many of them as shalbe appointed by thesayd Commission, of and in hundredes, lathes, rapes, wapentakes, wardes, parishes, tounes, and other places, aswell within liberties, fraunchises auncient demeanes, places exempted, and sanctuaries, as without, within the limittes of the shires, tidynges, lathes, wapentakes, rapes, cities, tounes, boroughes, or Isle aforesayd, and other places within the limittes of their cõmission, and to ỹ Constables, subconstables, bayliffes, and other like officers or ministers, of euery of the

sayd

layd hūdredes, tounes, wardes, lathes, wapentakes, parishes, and other places before layed: as to the layed commissioners, and euery nomber of them vnto thre or two of them, by their discrecion in diuision, shal seme expedient, as by the manet and vse of that parties shalbe requisite, straitly by the same precept chargyng and commaundyng the same inhabitaūtes, Constables, and other officers aforelayd to whom suche precept shalbe so directed to appere in their proper persones before the layd cōmissioners, or such nomber of the as they shal deuide themselfes, according to the tenor of the layd commission, at certain dayes and places by the layd commissioners, or any nomber of them as is aboue layd, wythin cities, boroughes, or tounes corporat, or without in any other place as is aforelayd, by their discrecions shalbe limited thereunto, to do and accomplish al that to them on the part of our souerayne Lorde the kyng shalbee enioyned touchyng this acte: commaundyng further by the same precept, that he to whose handes such precept shall come, shall shewe or deliuer the same to the other inhabitaūtes or officers named in the same precept, and that none of them faple to accomplishe the same, vpon payne of .xl.s. to be forfaited to the kyng.

And it is further ordeyned by the layd authoritie of this Parliamēt, that the layed day and place prefixed, and limited in the layd preceptes, euery of the commissioners, then being in the shere, and hauyng no sufficient excuse for his absence, shall at the layed day, and place prefyxed for that parte wherevnto he was limited, appere in his propet person, and there the same commissyoners beyng present, or as many as shalbe appoynted by the kynges commission, shal cal or cause to be called before them, the said inhabitaūtes and officers, to whō thei haue directed their layd preceptes, and which had in cōmaundement, ther to appeare by the said precept of the layd cōmissioners. And if any person so warned, make default, onelesse he then be letted by sycknesse or lawful excuses, and that let then to be wytnessed by the othes of two credible persons: Or if any so apperyng refuse to be swoorne in fourme folowyng, to forfayt to the kyng .xl.s. and so at euery tyme duryng the layd thre perts prefyxed for the same cause, vnto such tyme, the nomber of euery such persones, haue appered and certified in forme vnder written: and euery of them so makyng default, or refusyng to be swoorne, to forfait to the kyng .xl.s. and vpon the same appearaunce had, one of the moste substancial inhabitantes or officer, so there beyng warned and appering before the layd commissioners, shalbe swoorne perely duryng the layd .iii. perts, vpon a booke openly before the commissioners in fourme folowyng.

I shal truly enquire with my fellowes, that shalbe charged with me, of the hūdred, wapentake, ward, toune, or other place, of the best & moste value of the substaunce of euery person, dwellyng and abidyng within the limites of the places that I and my fellowes shalbe charged wyth, and of other whych shall haue hys or their moste resort vnto any of the layd places and chargeable with any some of money, by this act of this

layed

sayd relief, and of al other articles that I shalbe charged with, touching thesayd act, and accordyng to the entent of thesame, and there vpon, as nere as it may or shall come to my knowlege, not onely truly to present and certifie before you, the names, surnames, additiõs, and the best and vttermost substaunce, and values of euery of them of there goodes, cattalles, dettes and other thynges, chargeable by thesayed acte, and howe many straungers, denisens or not denisens, beyng aboue the age of .xii. yeres, be resiant and dwelling wythin the limites of my charge, of what value in goodes and other thynges, chargeable to the payment of this relief they be, and whether thei be housholders or seruauntes or otherwyse vnder the rule and gouernment of their parentes wythout any cõtentement, fauour, loue, affectiõ, dread, feare, or malice, so helpe me God, and the holy contentes of thys booke.

And euery other person that shal appere there yerely by thesayd preceptes, shal make like oth, and vpon the othe so takẽ as is beforesaid, by the inhabitantes and officers of euery hundred, ward, wapentake, toune or other place, thesaid cõmissioners shal yerely opẽly there read or cause to be read vnto thẽ thesayd rates, and openly declare the effect of their charge vnto thẽ, in what maner and forme thei ought and should make there certificates, according to the rates and sommes therof aboue sayd, and of al maner of persons, aswel of aliens and straungers, denisens, or not denisés, inhabited within this realme, as of such persõs as be borne wythin the kinges obeysaunce, chargeable to this act, and of the goodes and cattals of fraternities, guildes, corporacions, brotherhedes, misteries, companies, and comunaltees and other, as is aboue sayde: and of persons beyng in the parties of beyond the sea, hauyng goodes or cattals within this realme as is beforesayd: & of al goodes being in custody to the vse of any other, as is abouesayd: by the whych information and shewing, thesayd persons shal haue such plain knowlege of the true entent of this present act, and of the manour of there certificat, that thesame persons shal haue no reasonable cause to excuse thẽ by ignorance. And after such othes, and the statute of thesayd relief, and the maner of thesayd certificat, to be made in writyng conteynyng the names, surnames and addicions of euery persone, and whether he be borne wythout the kinges obeisaũce or wythin, and the best value of euery person in euery degree, of the value of goodes, and cattals, dettes, and euery thyng to their sayd certificat, requisite and necessarie to them declared: thesayed cõmissioners there being, shal by their discrecions appoinct & limit vnto thesayd persons, an other day and place to appere before thesaid commissioners, & charging thesaid persons, that they in the meane time shal make diligẽt enquiry by alwaies and meanes of the premisses, and then and ther euery of thẽ, vpon pain of forfaiture of .xx.s. to the king, to appere at thesayd new prefixed day and place, ther to certifie vnto thesayd cõmissioners in writyng, according to thire sayed charge according to the true entent of thesayd graunt of relief, and as to thẽ in maner aforesayd

said hath ben declared and shewed by the cōmissioners, at which dai and place so to them prefixed, if any of thesayd persons make default, or appere, and refuse to make thesaid certificat: that then euery of thē so offendyng to forfait to the king. xl. s: Except only a reasonable excuse for hys default by reason of sycknes, or otherwyse by the othes of two credible persons there wytnessed be had: and of such as appere redy to make certificat, as is aforesayd: thesayd commissioners there being shal take and receaue thesame certificat and euery part therof, and the names values and substaunce of euery person so certified. And if thesame cōmissioners se cause reasonable, they shal examine thesame presentours thereof, and there vpon thesaied commissioners at thesayed dayes and place by there agrement among themselfes shal yerely during thesaid thre yeres opēly there prefyx a day at a certain place or places within the limites of ther commission by their discresion, for their further procedyng to thesayed assessyng of thesame relief, and there vpon at thesayd day of thesaid certificat (as is beforesayd) takē, thesame cōmissioners shal make their precept or preceptes to the constables, subconstables, bailiffes, or other officers of suche Hundredes, Wapentakes, Tounes, or other places aforesayed, as thesame Commissioners shalbe of, comprisyng and conteining in thesame precept the names, surnames, and addicions of all persones presented before them in thesayd certificates: of whom yf thesayed commissioners or as many of them as shalbe thereunto appoyncted by the kinges commission shal then haue vehement suspect to be of more greater value or substaunce in goodes, cattals, or sommes of money owyng to them, or other substaunce beforesayd, then vpon such person or persones shalbe certified, thesame commissioners shall make there precept or preceptes directed to the constables, bailiffes, and other officers, to whō such precept shalbe directed to warne such persones whose names shall be comprised in thesaid precept, at there mācions or to their persons, that thesame persons named in such preceptes and euery of them, shal personally appere before thesaid commissioners at thesame new prefixed day and place ther to bee sworne and examined by alwaies & meanes by the sayd commissioners of ther greatest substaunce and best value, and of al and euery sommes of money owing to them, and other whatsoeuer matter cōcerning the premisses or any of thē, according to this act. At which day and place so prefixed, thesayd commissioners than ther beyng, or as many of thē as shalbe therunto appointed by the kynges commission, shall cause to be called thesayd persones, whose names shalbe comprised in thesayd precept, as it is beforesayd for their examinacion. And yf any of the persones whych should be warned, as is beforesayed, to be examined, which at any tyme after the warnyng, and before the prefixed daye shalbe within such place, wher he may haue knowlege of thesayd appesaūce to be made, make default & appere not, onlesse a reasonable cause or els a resonable excuse by the othes of twoo credible persōs before the

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layd Cõmissioners be truely alleged for his discharge, that then euery of them so makyng default, to be taxed and charged to the kyng with and at the double sũmes of the rate that he should or ought to haue been set at for and after the best value of his goodes & substaunce vpõ him certified. If he had appered by the discretion of the Cõmissioners there beyng And in like maner if any of them suspected, as is beforesayd, appere and refuse to be sworne in fourme folowyng: then euery suche offendor to be taxed & charged to the kyng with and at the double sũme of the rate that he should or ought to haue been set at, for and after the best value of his substaũce vpõ him certified by the sayd persones that made the certificat as is beforesayd, by ỹ discretions of the Cõmissioners there than beyng and euery of the persones so there then apperyng: Whose names shalbe expressed in the sayd precept or preceptes, and in whom any vehement suspect was or shalbe had in fourme abouesayd, shal trauail with the same person so suspect, by all suche wayes and meanes they can: And further the sayd Cõmissioners, or as many of them as shalbe hereunto appointed by the sayd commission, by their discretion shal openly swere the same person in this maner and fourme folowyng.

I shal faythfully, truely, & plainly accordyng to my knowlege shew vnto you ỹ kynges Cõmissioners, and to other by you assigned, the best and greatest value or aboue of all my goodes & cattals, and sũmes of money to me owyng, accordyng to the graũt of this act of Relief & truly answere to that I shalbe examined of touchyng the premisses, without coyn or decept, so helpe me God, and the holy contentes of this booke.

And if any person that should appere be excused in forme aforesayd by witnes of credable persones, the same persones shalbe examined by their othes of his or their greatest & best value and substaũce so lackyng and excused, and the best of their certificat or knowlege, or of the other first certificat vpon him or them made, the same person so lackyng & excused of his apparaũce to be set and rated by the sayd Cõmissioners or otherwyse to be set and rated in this case as shal seme best by ỹ discretions of the sayd Cõmissioners. And if it happen to be proued by witnes, his own confession or other lawfull wayes or meanes, within one yere after any suche othe made, that the same person so taxed and sworne, was of any greater or better value in his goodes or other thinges aboue specified at the tyme of his sayd othe, then the same person so sworne did declare vpon his othe: That then suche person so offendyng shall lose and forfaite to the kyng iiii. tymes so muche in lawful money of Englãd, as the same person so sworne was set and taxed at, to pay for the sayd Relief.

And if any person certified or rated by vertue of this act, be he Commissioner or other, to any maner of value, do finde himselfe greued with the same presentment, sessyng or taxyng, & therevpõ complaine to the Cõmissioners, before whom he shalbe rated, cessed or taxed, or before two of them, that then the sayd Cõmissioners, shall by all wayes & meanes examine

mine particulerly and distinctly the person so cōmplainaunt and other his neighbors, by their discrecion, of euery his goodes, cattals & debtes aboue mēcioned, and after due examinacion, and perfect knowlege thereof had and perceiued, by thesayd Cōmissioners, whiche shal haue power by the aucthoritie aforesayd: thesayd Commissioners, or two of them, to whom any suche complaint shalbe made, by their discrecions vpon the othe of thesayd person so complainyng, may abate, defalke, encrease, or enlarge thesame assesment, according as it shal appere to them iust vpō thesayd examination, and thesame sūme so abated, defalked, encreased, or enlarged by them, to be streated in forme as hereafter ensueth, so that he come before the extreates of thesayd assessyng, be deliuered by thesayd Commissioners, into the kynges Exchequier. And if it be proued by witnes, his owne confession, or other lawful wayes or meanes, within a yere after any suche oth made, that thesame person so taxed and sworne, was of any greater or better value in goodes, or other thynges aboue specified, at the tyme of his sayd othe, then thesame person so sworne, did declare vpon his sayd othe: that then euery suche person so offendyng, shal lose and forfayte to the kyng foure tymes so muche in lawfull money of England, as thesame person so sworne, was set at or taxed to paye. And all persones, set, rated, and taxed as is aforesayd, shalbe boūd & charged by thesame: and the sūme or sūmes vpon him set, to be due towardes the payment of this Releif, and to be leuied as hereafter shalbe specified.

And it is also enacted by thesayd aucthoritie, that euery person yerely duryng thesayd thre yeres, as is aforesayd, shalbe rated, taxed, and set, and the summe on him set, to be leuied at suche place, where he and his family at the tyme of thesame presentment to be made, shal kepe his house or dwellyng, or where he then shalbe moste conuersaunt abidyng or resiaunt, or shall haue his moste resort, and shalbe best knowen at the tyme of thesayd certificat to be made, and no where els. And that no Cōmissioner for his Releif of goodes, shalbe rated or taxed for his goodes, but in the shire, citie, or other place, where he dwelleth and is commissioner. And if any person chargeable to this acte, at the tyme of thesayd assessyng, happen to bee out of this realme, and out of Wales, or farre from the place where he shalbe knowen, then he to bee set where he was last abidyng, in this realme or within Wales, and best knowen. And after the substaunce and value of euery person, knowen by the examinacion, certificat, and other maner of wise, as is aforesayd, thesayd Commissioners, or as many of them as shalbe appoincted by the kynges cōmission, shall after the rate aforesayd, set and taxe euery person, accordyng to the rate of substaunce, and value of his goodes and cattalles: whereby the greatest and moste best summe, accordyng to his moste substaunce, by reason of this acte, ought or may be set or taxed.

Be it also ordayned by thesayd aucthoritie, that no person hauyng two mancions, or two places to resort vnto, or callyng himself houshold

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seruaunt or waityng seruaunt, to the kynges highnes, his graces sisters, or to any noble man or woman, shalbe excused vpon his saiyng, from the taxe of thesayd Relief in nether of the places where he may be set, onlesse he bryng a certicat in writyng from the Commissioners, where that he is so set in dede at one place. And if any happen to be set in two places, vpon certificat therof made, the best and moste summe vpon him so taxed, to be taken and abyde, and the other to be discharged, so that the same certificat of his assessyng and payment, be made therof in writyng, vnder the seales of the Commissioners, or of as many of them as shalbe appointed by the kynges commission: whiche certificat so made shalbe at all tymes a sufficient discharge for him, and the Collector of thesame, aswell against any Collector, that shal demaunde thesame vpon him rated or taxed, as against the kyng and all other persones.

And if any person that ought to be set, by reason of his remouyng or resortyng to two places, or by reason of his saiyng, that he els where was taxed, or by reason of any preuilege, by his dwellyng or abidyng in any place, not beyng foreprised in this acte, or any otherwyse by his couyn or erafte, happen to escape from the yerely assessyng, and bee not set, and that proued by presentment, examination or information, before thesayd Commissioners, or as many of them as shalbe by thesame commission appointed, or by the Barons of the kynges Exchequier, or ii. Justices of the Peace of that countrey, where suche person dwelleth: then euery suche person, that by suche meanes or otherwise, wylfully by couyn, shal happen to escape from the assessyng of thesayd Reliefes, or of any of them, and not be rated, taxed, and set, shalbe charged vpon the knowlege and profe therof, with, and at the double value that he should or ought to haue been set at afore, accordyng to his behauour: thesame double value to bee leused, gathered and payed of his goodes, and cattals, landes and tenementes, towardes thesayd Relief, and further to be punished, accordyng to the discrecions of the Barons, Justices, or Commissioners, before whom he shalbe conuicted for his offence and deceipt in that behalfe.

And it is further ordeined and enacted by the aucthoritie aforesayd, that not onely euery assessour shalbe rated, taxed, and assessed yerely, duryng thesayd thre yeres, for the value of his goodes and cattalles, by the Commissioners, or the moste part of theim, by whom he is appointed to be an Assessour, but also that euery Cōmissioner assigned and deputed, for the orderyng, taxyng, ratyng, and leuiyng of this Relief, graunted to the kynges Maiestie, of xii. d. of the pound, of the value of euery mannes goodes dwellyng within the precinct and limitte of his commission, for his owne substaunce in goodes, shalbe sessed, taxed, valued and rated yerely, duryng thesayd thre yeres, by the examination, taxacion and sessyng of the rest of the Commissioners, named in thesame

Commission

Commission, or the moste part of them, after suche value of his goodes and cattalles, as is mencioned in this acte. And that all persones of the estate of a Baron or Baronnesse, not beyng maryed, and euery estate aboue shalbe examined and charged of the payment of this Relief of their goodes, before the Lorde Chancellor, the Lorde Threasurer of Englande, Lorde Priuy Seale for the tyme beyng, or other persones by their priuyges auctholitie to be limited. And not to be charged perely, diuerse of the sayd three yeres, for their goodes and substaunce, accordyng to their estimacion aforesayd. And the summes vpon them set with the names of the Collectours appointed for the gatheryng and payng of the same, certefied, allowed, and certified at dayes and places aboue specified, by the sayd Chancellor, Threasurer or Lorde Priuie Seale, for the tyme beyng, or suche other persones, as shalbe appointed by the kynges highnes.

And it is further ordayned and enacted by the auctholitie aforesayd, that after the dayes and assessements, of the sayd summes, vpon and by the same examination and certificat, as is aforesayd made, the sayd Commissioners shall perely duryng the sayd three yeres, within tenne dayes next after the taxacion and assessement, of payment of the sayd Reliefes, by writyng indented to be made of the sayd taxacion and assessement, vnder the Seales and signes manuelles of the sayd Commissioners, deliuer vnto sufficient and substanciall inhabitaunces, Constables, Tithyngmen, Bailliffes, or other officers, royalty of Hundredes, Townes, Parishes, and other places aforesayd within their limittes, or to other sufficient persones, inhabitaunces of the same, onely by the discrecion of the same Commissioners, and as the place and parties shal require, aswel the particuler names and surnames, as the remembraunce of all summes of money, taxed and set of and vpon euery person, aswell mayne as woman chargeable to this act, houlholder, and all other inhabitaunces and dwellers, and all Fraternities, Guyldes, Corporacions, Misteries, Brotherhoddes, Compaignies and Communalties, corporat or not corporat, within the sayd parishes, townes and places, contributory to this act of Relief. By auctholitie of whiche writyng, or estreat so deliuered, the sayd officers or other persons so named, and deputed seuerally, shall haue full power and auctholitie by vertue of this act, immediatly after the deliuery of the sayd writyng or estreat, to demaunde, leuie, and gather of euery person and Fraternitie, Guylde, corporacion, Mistery, Brotherhod, Compaignie and Communaltie corporate or not corporate therein specified, the summe or summes in the same writyng or estreate compyled. And for none payment therof to distraine the goodes and cattalles, of suche person, Fraternitie, Guylde, Corporacion, Mistery, Brotherhod, Compaignie and Communaltie, corporat or not corporate, and the distresse so taken, to kepe by the space of viii. dayes, at the costes and charges of the owner thereof: And if the sayd owner do not

pay suche summe of money, as shalbe taxed by this act, within thesame viii. dates, then thesayd distresse to be appraised, by iiii. iii. or ii. of the inhabitauntes, where suche distresses taken, & also to be solde by thesayd Constable and other Collectors for the payment of thesayd money: and the ouerplus comming of the sale and kepyng therof (if any be) to be immediatly restored to the owner of thesame distresse, whiche sayd officers and other persones so reputed to aske, take, gathes, and leuie thesayd summes, shall answere and be charged for their porcion, only to them assigned or limited, to be gathered, leuied, and compyled in thesayd writyng or estreate, to them as is aforesayd deliuered, vnto the hie of our souereigne lord the kyng, his heires and successors, and thesayd summe in that writyng or estreat compiled, to pay vnto the high collectors or collectors of that place for the collection of thesame, in maner and fourme vnder written, to be named and deputed: and thesame inhabitantes and officers, so gatheryng thesame particuler summes, for their collection therof, shall retaigne for euery xx s. so by theim receiued and payed ii. s. and that to be allowed at the payment of their collection, by them to be made by the high collector or collectors.

Prouided alwaies, and be it ordayned and enacted, by the auctoritie aforesayd, that if any person not beyng the kynges subiecte naturally borne, denisen or not denisen, beyng aboue the age of xii. yeres, and not worth xx s. in goodes, and be at the tyme of the payment of the Reliefes, of viii. d. due by this act of euery suche person, or at any tyme duryng thesayd thre yeres, in seruice with any man or woman, or vnder the gouernaunce of his or her father or mother, that euery suche Maister or Maistres, father or mother, shalbe charged with the payment therof, for suche person in like maner and fourme, as he or she is or ought to be for the Reliefes due by themselues. And that it shalbe lefull for euery suche Maister and Maistres to defalke, abate, and retaigne of the wages of suche seruaunt, so muche as he or she had before payed for suche seruaũt towardes the payment of thesayd Reliefes.

And further be it enacted by thesayd auctoritie of this present Parliament, that thesayd Cõmissioners, shal yerely during thesayd iii. yeres name suche sufficient and hable persones, whiche then shall haue and possede lãdes, or other hereditamentes in their owne right, of the yerely value of x. pound, or goodes to the value of an C. marke at the least, and thesame persones seuerally, by the discrecions of thesame Cõmissioners in shires, ridynges, lathes, wapentakes, rapes, cities, tounes corporate, and other whatsoeuer places, aswel within places priuileged as without not beyng forprised in this acte, to be high Collectors & haue the collection and receipt of thesayd summes, set and leuiable within the precinct, limittes and boũdes, wher they shalbe so limitted to gather and receiue: to euery of the whiche Collectors so seuerally named thesayd Cõmissioners, or ii. of them at the least, yerely duryng thesayd iii. yeres within xii.

dates

daies next after thesayd whole sume of thesayd Reliefes, shalbe set and rated by all the limittes of thesame their cõmissions, or in suche limittes as the high Collectors shalbe so severally assigned, shal vnder their seales & signes manuel deliuer one estreat indented in Parchement, to euery of thesame high Collectours, comprysyng in it the names of all suche persones as were assigned to leuie thesayd particuler summes, and the summes of euery Hundred, Wapentake, toune or other place aforesayd with the names and surnames of the persones so chargeable, accordyng to thestreat so first therof made (as is before sayd) and deliuered, and the Collector so to be assigned, shalbe charged to answere the whole summe, comprysed in thesayd estreate limitted to his collection, as is aforesayd

Prouided alwaies, and be it enacted by thauthoritie aforesayd, that thesayd Commissioners hauyng authoritie by this act to name thesayd high Collectors of thesayd Reliefes, yerely duryng thesayd thre yeres, shall immediatly vpon their nomination and election, take by authoritie of this present Parliament sufficient Recognisaunces or Obligacions, without any fee or rewarde to be payed therfore, of euery person, so by them to be named to be high Collectour, to be bounden to the kyng in the double summe, of the summe of his collection, and to be indorced and made vpon suche condition, that if thesayd Collectour, his heires or executors, do truely content and paye, to the vse of the kyng, his heires, or executours, in his receipte of his Exchequier, before the daye appointed by this acte, so muche of thesayd summe of money, allotted and appointed to his collection, as he shall collect and gather, and content and paye the residue of his collection and charge within one moneth next after suche tyme, as he hath gathered and collected the same residue, that then thesayd recognisaũce or obligacion to be voyde, or els to stand in his full strength and vertue. Whiche recognisaunce or obligacion so taken, thesayd Cõmissioners shall certifie and deliuer into the kynges Exchequier, with the certificat of thesayd taxacion, and rate of thesayd Relief, at, and by the tyme to them prescribed, and appointed by this act, vpõ paine of forfaiture of x. pound to the kyng for euery recognisaunce or obligacion not certified. And that euery suche Collector so elected, named and chosen, vpon request to him made, shal knowlege and make thesayd recognisaunce or obligacion, vpõ like paine and forfaiture of x. pouñd to the kyng for the refusal therof: and euery suche Collector, so yerely deputed, hauyng thesayd estreate in Parchement, as is aforesayd, shal haue authoritie by this acte, yerely duryng thesayd thre yeres, to appoinct daies & places, within the circuite of his collection, for the payment of thesayd Relief to him to be made, & therof to geue warnyng by Proclamacion or otherwise, to all thesayd Constables, or other persones or inhabitaunces, hauyng the charge of the particuler collection within the Hundredes, Parishes, Townes, or other places by him or them limitted, to make payment for their sayd particuler collection of

euery sume, as to them shal appertaine. And if at the sayd day & place so limitted and prefixed by the sayd Collectors, the sayd Constables, officers or other persones or inhabitãtes (as is aforesayd) for the sayd particuler collection appointed and assigned within suche hundred, citie, toune, or other place, do not pay vnto the sayd collectors, the sume within their seueral hundredes, tounes, parishes, and other places, due and cõprised in the sayd estreates therof to them deliuered by the sayd Cõmissioners, as is beforesayd, or so muche therof as they haue by any meane receiued (ii.d. of euery pound for the sayd particuler collection, as is beforesayd, alwayes to be therof allowed, excepted & abated) that then it shalbe lawful to the sayd high Collectors, and euery of them, and to their assignes, to distrain euery of the sayd Constables, officers, and other inhabitauntes for their sayd seuerall and particuler collection of the sayd summes, compriled in the sayd estreate and wryting thereof, to them and euery of theim, as is before expressed, deliuered, or forasmuche of the same summe as so then shal happen to be gathered and leuied, beyng behynd and vnpayed, by the goodes and cattalles, of euery of them so beyng behynd: & the distresse so taken, to be kept, appraised and solde, as is aforesayd: and therof to take and leuy the sume so then beyng behynd and vnpaied, and the ouerplus commyng of the sale of the sayd distresse (if any be) to be restored and deliuered vnto the owner, in fourme aboue remembred.

Prouided alwayes, that no person inhabited in any Citie, Borough, or toune corporat, shalbe compelled to be an Assessour or Collector, of, or for any part of the sayd relief, in any place or places, out of the sayd citie, Borough, or toune corporate where he dwelleth. And it is also by the sayd authoritie enacted, that if any inhabitaunt or officer, or whatsoeuer person or persones charged, to, and for the collection or receipt, of any part or portion of the sayd relief, in any of the sayd three yeres, by any maner of meane, accordyng to this act, or any person or persones for theselfes, or as keper, deputie, factor or atturney, of, and for any other person or persones, of any goodes and cattalles, and the owner therof at the tyme of the sayd assessyng to be made, beyng out of this realme, or in any other parties not knowen, or of, and for the goodes and cattalles of any other person or persones, or of any corporation, fraternitie, guyld, misterie, company, or other whatsoeuer cõminaltie, beyng incorporate or not incorporate, and all persones hauyng in their rule, gouernaunce, or custody, any goodes or cattalles, at the tyme of the sayd assessyng, or any of them to be made, or which for any cause, for, and by collection or for him selfe, or for any other, by reason that he hath the rule, gouernaunce or custody of any goodes or cattalles, of any other person or persones Fraternitie, Guylde, Corporation, Cominaltie, Compaigny, or Mistery, or any suche other like, or as factor, deputie, or attorney, of or for any person, shalbe tared, rated, valued, & set to any summe or summes, by reason of this act: and after the taracion or assessyng, vpon any suche person or

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persons, as shalbe charged with the receipt of thesame happen to dye or depart from the place, where he was so taxed and set, or his goodes and cattalles to be so eloyened or in suche priuie and couert maner kept, as thesayd person or persones charged with thesame, by extreates or other writyng frō thesayd Cōmissioners, cannot, ne may leuy thesame sūme or sūmes, cōprised within their sayd extreates by distresse, within ỹ limittes of their collection, as is beforesayd, or cānot sel such distresse or distresses as be taken for any of thesayd perely paymētes, before the tyme limitted to the high Collector, for his payment to be made in the kynges receipt: then vpon relacion thereof made, with due examination by the othe or examinacion of suche person or persons, as shalbe charged with, and for the receipt and collection of thesame, before thesayd cōmissioners, or one of them, or before the high Collector or Collectors, where suche person or persons or other, as is aforesayd, their goodes and cattals were set and taxed: and vpō plain certificat therof, made into the kynges Exchequer, by thesayd Commissioners, or any one of them, or vpon the othe of one of the high Collectors, in thesayd court of therchequer, of the dwellyng place, names & summes of thesayd persons, of whō thesayd sumnes can not be leuied & had, as is beforesayd, then alwel the Cōstables and other inhabitauntes, appointed for the perticuler collection against the high Collectors, as the high Collector, vpō his accompt and othe in thesayd Exchequer, to be discharged therof, and proceſſe to be made for the kyng out of thesayd Exchequer, by the discrecions of the Barons of thesayd Exchequer, against such perſō, his heires or executors, so beyng behynd with his payment. And ouer that, thesame cōmissioners, to whō any such declaractō of the premisses, shalbe made in forme aforesayd, frō tyme to tyme, shal haue ful power & aucthoritie, duryng thesayd iii. yeres, to direct their precept or preceptes, vnto thesayd person or persones, charged with any sūme, of, for or vpō any suche person or persones, or other as is abouesayd, or to any shiriffes, stewardes, bailiffes, or other whatsoeuer officer, minister, person or persones, of suche place or places, where any suche person or persones so owyng suche sūme or sūmes, shal haue lādes and tenemētes, or other hereditamētes, or real possessions, goodes or cattals, wherby any suche person or persones so indebted, his heires, executors, or assignes, or other hauing the custody, gouernaūce, or disposicion of any goodes, cattals, lādes, tenemētes, or other hereditamētes whiche ought or may by this acte lawfully be distrayned or taken for thesame, hath & shal haue goodes, catals, lādes, tenemētes, and other possessions, wherof suche sūme or sūmes, which by any suche person or persons, may or ought to be leuied, be it within the limit of suche cōmission, where such person or persones, was or were taxed, or wout in any place within this realme of Englād, Wales or other the kynges dominions, Marches or territories: by whiche precept alwell suche person or persones as shalbe charged to leuie suche money, as thofficers of the place or places, where

suche distresse may be taken, shall haue full power and auethoritie, to distreine euery suche person indebted, charged or chargeable by this act, or his executors or administrators of his goodes & cattals, his factors, deputies, lessees, farmours & assignes, and all other persones, by whose handes or out of whose landes any suche person, should haue rent, fee, annuitie, or any other profite, or whiche at the tyme of thesayd assessynges, shall haue goodes or cattals, or any other thyng mouable, of any suche person or persones beyng indebted, or owyng suche summe. And the distresse so taken, to cause to be kept, appreised & solde in like maner and forme, as is aforesayd, for the distresse to be taken vpon persones, to be taxed to thesayd relief, & beyng sufficient to distreine, within the limittes of the Collectors inhabitaũtes, or other officers charged with, or for thesame summes, so vpon them to be taxed. And if any suche distresse for none payment, happen to be taken out of the limit of the persones charged and assigned to leuie thesame, the persõs so charged for the leuiyng of euery suche summe by distresse, shall perceiue and take of thesame distresse, for the labor of euery person, goyng for thexecuciõ therof, for euery mile that any suche person, so laboureth for thesame ii.d. And euery farmor, tenaunt, factor, or other whatsoeuer person beyng distrained or otherwise charged for paiment, of any suche sũme or sũmes, or any other sũme, by reason of this act, shalbe of suche sũme or sũmes, of him or them so leuied and taken, discharged and acquited, at his next day of paymẽt of thesame, or at the deliuery of suche goodes and cattals, as he that is so distrained, had in his custody or gouernaunce, against him or theim that shalbe so taxed and set: any graunt or writyng obligatory or other whatsoeuer matter to the contrary made heretofore notwithstandyng. And if any suche person, that should be so distrained, haue no landes or tenementes sufficient, wherby he or his tenauntes, and farmors may be distrained, or hath eloyened aliened or hid his goodes & cattals, wherby he should or might be distrained, in suche maner that suche goodes and cattals shal not be knowen or found, so that the sũme by him to be paied in thesayd fourme, shall ne can be conueniently leuied: then vpon relacion thereof vnto the Commissioners, where suche person or persones was taxed and set, by thothes of him or them, that shalbe charged with the leuie and paiment of that summe or summes, thesame Cõmissioners shal make precept, in suche maner as is aforesayd, for to attache, take, & arrest the body, of suche person or persones, that ought to paye thesayd summes, and by this acte shalbe charged, with and for thesame sũme or sũmes, & them so taken safely to kepe in prison, within the shire or other place where any suche person or persons shalbe taken & attached there to remain without bayle or mainprise vntill he haue payed the sũme or sũmes, that suche persones for himselfe or for any other by this act shalbe chargeably, or ought to be charged withall, and also for the fees of euery suche arrest, to him or them that shall execute suche precept. xx.d.

And

And that euery officer, vnto whom ſuche p̄cept ſhalbe directed, do his true diligence to execute theſame, vpon euery perſon ſo beyng indebted vpon paine to forfaite to our layd ſouereigne lorde the kyng, for euery default in that behalf xx.s. And that no keper of any gaile, frō his gaile ſuffer any ſuche perſon to go at large by lettyng to baile, or otherwiſe to depart out of his p̄iſon, before he haue paied his layd debt, and theſayd xx.d. for theſayd arreſt, vpō pain to forfait to our ſouereigne lord. xl.s. and theſame gayler to pay vnto our layd ſouereigne Lorde, the double value aſwell of the rate, whiche theſayd perſon ſo impriſoned was taxed at, as of theſayd xx.d. for the fees. And like p̄ceſſe and remedy in like fourme ſhalbe graūted by theſayd Commiſſioners, at like informacion of euery perſon or perſones, beyng charged with any ſumme of money for any other perſon or perſones, by reaſon of theſayd Reliefes, euery of theſayd iii. yeres, and not therof paied, but wylfully withdrawen, ne the ſame leuiable within the limit where ſuche perſon was therunto taxed. And if the ſumme or ſummes, beyng behynd vnpayed, by any perſon or perſones, as is beforeſayd, be leuied and gathered by force of theſayd p̄ceſſe, to be made by theſame cōmiſſioners, or if in default, or for lacke of payment thereof, the perſon or perſones ſo owyng theſayd ſumme or ſummes of money, by p̄ceſſe of theſame Cōmiſſioners to be made (as is aforeſayd) be committed to p̄iſon in forme aboueſayd, that then the layd Cōmiſſioners, whiche ſhall awarde ſuche p̄ceſſe, ſhall make certificat thereof in theſayd Exchequer, of that ſhalbe done in the p̄emiſſes, in the Terme next folowyng, after ſuche ſumme or ſummes of money ſo beyng behynd, ſhalbe leuied, and gathered, of ſuche perſon or perſones for none payment of theſame committed to p̄iſon.

And if it happen any of theſayd Collectours, to be aſſigned, or any Maior, Shirif, Steward, Conſtables, hedborroughes, houſholder, baylief, or any other officer or miniſter, or other whatſoeuer perſon or perſōs to diſobey theſayd Cōmiſſioners or any of thē, in the reaſonable requeſt to thē made, by theſayd Comiſſioners, for the perely execution of theſayd cōmiſſion, duryng theſayd iii. yeres, or if any of the officers or other perſones, do refuſe that to them ſhall appertaine or belong to do, by reaſon of any receipt to him or thē to be directed, or any reaſonable commaundement, inſtaunce or requeſt touchyng the p̄emiſſes, or other default in any apparaūce or collectiō do make, or if any perſō beyng ſuſpect or not to be indifferētly taxed, as is aforeſayd, do refuſe to be examined accordyng to the tenor of this act, before theſayd cōmiſſioners, or as many of thē as ſhalbe therunto aſſigned, as is aforeſayd, or wil not appere before theſame comiſſioners, vpō warnyng to him made, or els make reſiſtaūce or reſkous vpon any diſtreſſe, vpon him to be take for any parcel of the ſaid relief, or cōmit any miſbehauor in any maner of wiſe cōtrary to this acte, or commit any wylfull omiſſion, or other whatſoeuer wylfull none doyng or mīſdoyng, contrary to the tenor of this act or graunt: theſame

Commiſſioners

Cõmissioners or two of them at the least, vpon probable knowlege of any suche mysdemeanours, had by informacion or examinacion shall and may set vpon euery suche offendor, for euery suche offence in name of a fine by thesame offendor to be forfaited xx.s. or vnder, by the discretion of thesame Commissioners. And further, thesayd Commissioners, and euery nomber of them, to two of them at the least shall haue auctoritie by this present Parliament, to punisshe euery suche offendor by imprisonment, there to remain and to be deliuered by their discretion, as shall seme to them conuenient. Thesayd fynes (if any suche be) to be certified by thesayd Commissioners, that so assessed thesame into thesayd kynges Exchequer, there to be leuied and payed, by the collectors of that parties for thesayd reliefes, returned into ỹ sayd Exchequer, to be therwith charged with the payment of thesayd reliefes in suche maner, as if thesayd fines had been set & taxed vpon thesayd offendors, for thesayd Reliefes.

It is also enacted by thesayd auctoritie of this present Parliament that euery of thesayd high Collectors, whiche shall accompte for any part of thesayd Reliefes in the kynges Exchequer, vpon their seuerall sayd accomptes to be yelden, shalbe allowed yerely duryng thesayd thre yeres, for euery pound limitted to his collection, whereof any suche Collectour shalbe charged and yelde accompt, fyue pence, as parcel of their sayd charge, that is to say, two pence of euery pound thereof, for suche persones as then haue had the perticuler collection, in the tounes and other places (as is aforesayd) specified in his collection: and other two pence of euerye pounde thereof, euerye of thesayd chiefe Collectours there accomptant, to receiue to their owne vse, for their labor and charge in, and about the premisses: and two pence of euery pound residue to be deliuered, allowed, and payed by thesayd Collectours, so beyng therof allowed, to suche of the Commissioners, as shall take vpon theim the busynes and labour, for, and about the premisses: That is to say, euery Collectour to paye that Commissioner or Commissioners, whiche had the orderyng and the writynges, of, and for thesayd Reliefes, where the sayd Collectour or Collectours had their collection, for expences of the sayd Commissioners, so takyng vpon them thesayd busynes, and labor of their clerkes, writyng thesayd preceptes and estreates for thesayd collections, thesame last ii.d. of euery pound, to be deuided amongest thesayd Commissioners, hauyng regarde to the labour and busynes taken by theim and their sayd clerkes, in, and aboute the premisses, for whiche part so to thesayd Commissioners attaignyng, thesayd Commissioners, and euery of them ioyntly and seuerally, for his or their sayd part, may haue his remedy against thesayd Collectour or Collectours, whiche therof been and might haue been allowed, by accion of debte, in whiche the defendaunt shall not wage his lawe, neither protection or other essoyne shalbe allowed.

And that no person nowe beyng of the nomber of the compaignye

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of this present Parliament, nor any Commissioner shalbe named or assigned to be any Collector, subcollector or presentor of thesayd Reliefes or of any part therof, nor no Cõmissioner shalbe compelled, to make any presentment or certificat, other then the kynges Exchequeir, of for or cõcernyng thesayd reliefes, or any part therof in any of thesayd iii. yeres And in likewise that none other person, that shalbe named or assigned to be Cõmissioner in any place, to and for therecution of this act of reliefes in any of thesayd iii. yeres, be or shalbe assigned or named hed collector, in any of thesayd thre yeres of thesayd reliefes, neither of any part therof. And that euery suche person or persones, whiche shalbe named and appoincted (as is aforesayd) to be hed Collectors, in and for one of thesayd thre yeres, shall not be compelled to be Collector, for the other and last yere. And thesayd Collectors, whiche shalbe assigned for the collection of thesayd reliefes, or for any part therof, and euery of them be and shalbe acquited and discharged, of all maner fees, rewardes and of euery other charge in the kynges Exchequer or els where, of them or any of them, by reason of that collection, payment or accomptes, or any thyng concernyng thesame to be asked. And that if any person receiue and take any fees, rewardes or pleasures of any suche accomptant: that then he shall forfaite to the kyng, for euery peny or value of peny so taken. xx.li. and suffre imprisonment at the kynges pleasure.

And after the tayxyng and assessyng of thesayd yerely reliefes (as is beforesayd) had & made, and thesayd estreates therof in Parchement, vnto the Collectors (in maner & forme beforesayd) deliuered, thesayd Cõmissioners, whiche shal take vpon them the execution of this act, within the limittes of theis Commission, by their agrementes shal haue metynges together, at whiche metyng euery of thesayd Cõmissioners, whiche then shal haue taken vpon hym, therecution of any part of thesayd commission, shall by himselfe, or by his sufficient deputie, truely certifie and bryng furth vnto thother Cõmissioners, named in thesayd cõmission the certificat & presentment made before him and suche other Cõmissioners, as were limitted with him in one limit, so that thesame certificats may be accompted and cast with other certificats, of thother limittes within the same commission: and then thesayd Cõmissioners, and euery nomber of them, vnto ii. at the least (as is aforesayd) if they be in life, or their executors or administrators of their goodes, if they be then dead, shal ioyntly and seuerally as they wer deuided win theis limittes, vnder their seales yerely, duryng thesayd iii. yeres, by their discretion made one or seuerall writynges, indented, containyng in it alwell the names of thesayd Collectors, by the Commissioners for suche collection, & accompt in the exchequer, and payment to thesayd receyuers, deputed and assigned, as the grosse and seuerall sũmes written vnto euery such Collector, to receiue thesayd reliefes, & also all fines, anientsamentes & other forfaitures, if any suche by reason of this acte, happen to be within the precinct and limit of their

commission

cõmission, to be certified into the kynges Exchequer, by thesayd cõmissioners yerely, duryng thesayd iii. yeres, before the dates of paiment therof, at thesayd receipt limitted and appointed. In whiche writyng or writynges indented so to be certified, shalbe plainly declared and expressed aswell the whole and entier sũme and sũmes of thesayd reliefes, severally limitted to the collection of thesayd Collectours, as the names of the sayd Collectours, severally deputed and assigned to the collection of the sayd summes, so that none of thesayd Collectors, so certified in thesayd Exchequier, shalbe compelled there to accompt or to bee charged, but onely, to, and for the summes limitted to his collection, and not, to, or for any summe limitted to the collection of his felowes, but that euery of theim shalbe severally charged for their partes, limitted to their collection. And if thesayd Commissioners, joyned in one commission, amongest theimselues, in that matter cannot agree, or if any of theim be not ready, or refuse to make certificat, with other of thesame Comissioners: That then thesame Commissioners may make seuerall Indentures, in fourme aforesayd, of their seuerall limittes or seperacions of Collectours, within the limittes of their Cõmission, vpon, and in the Hundredes, Wardes, Wapentakes, Lathes, Rapes, or suche other like deuisions, within their sayd seuerall limittes of their commission, as the places there shall require to be severed and deuided, and as to thesame Commissioners shall seme to make deuisions, of their limittes or collections for the seuerall charges of thesame Collectours, so that alway one Collectour shalbe charged and accompte for his parte, to him to be limitted onely by himselfe, and not for any summe limitted to the part of any of his felowes. And the charge of euery of the Collectours, to be set and certified severally vpon theim, and euery suche Collectour, vpon his accompt and payment of the summes of money, limitted within his collection, to be severally by himselfe acquited and discharged in thesayd Exchequier, without paiyng any maner of fees or rewardes, to any person or persones for thesame, vpon the paine and penaltie last aboutsayd and not to be charged for any porcion of any other Collectours. And if any Cõmissioner after he hath taken certificat of them that (as is aforesayd) shal before any suche Commissioner be examined, and the summes rated and set, and the bokes & writynges therof, beyng in his hãdes or if any collector or other person, charged with any receipt of any payment of any of thesayd reliefes, or any other person, taxed or otherwise by this act charged, with and for any parcel of thesayd Reliefes, or with any other sũmes, for fine, amerciamẽt, penaltie, or other forfaiture, happen to dye before suche Commissioners, Collector, or other, whatsoeuer person or persones haue executed, accomplished, satisfied, or sufficiently discharged it, whiche to euery suche person shal appertaine or belong to do according to this acte, then the executors and heires of euery suche person and all other seazed of any landes or tenementes, that any suche person

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beyng charged by this act and decreassyng before he be discharged therof, or any other to his vse only had of estate of inheritaunce at the tyme that any suche person was named Commissioner, Collectour, or in any other wise charged with and for any maner of thyng to be done, satisfied or payed, by reason of this acte, and all those that haue in their possessions or handes any goodes or cattailes, that were to any suche person at the tyme of his death, landes or tenementes that were thesame persones at the tyme that he was (as is aforesayd) charged by this acte, shalbe by thesame compelled and charged to do and accomplishe in euery case as thesame person, so beyng charged, should haue done and might haue been compelled to do, if he had been liuyng, after suche rate of the landes and goodes of thesayd Commissioner or Collectour, as the partie shall haue in his handes. And if thesame Commissioners for causes reasonable them mouyng shall thynke it not conuenient, to ioyne in one certificat, as is beforesayd: then thesayd person or persones that shall first ioyne together, or he that shall first certifie thesayd writyng indented, as is aforesayd, shal certifie all the names of the Commissioners of that commission, whereupon suche writynges shalbe there then to bee certified, with diuisions of the hundredes, wapentakes, wardes, tithynges, or other places to and amonge suche Commissioners, of thesame commission with the names of thesame Commissioners where suche seperations and deuisions shalbe, with the grosse summes of money aswel of and for the sayd Reliefes tared or set of or within thesayd hundredes, wardes, wapentakes or other places to him or them deuided or assigned that shall so certifie thesayd first writyng, as of fynes, amerciamentes, penalties, & other forfaitures, if any happen to be within thesame limittes, wherof thesame writynges shalbe certified.

And after suche writyng indented, whiche (as is aforesayd) shalbe certified, and not containe in it the whole and full summes set and tared within the limittes of thesame commission, the other Commissioners of thesame, euery of thesayd three peres before the day of payment of the sayd Reliefes at the receipt limitted and appointed by this acte, shall certifie into thesayd Exchequier by their writyng or writynges indented to be made as is aforesayd, the grosse and seuerall summes set and tared within the places to them limitted for thesayd Reliefes and other fines, amerciamentes, penalties, and forfeitures, with the names of the hundredes, wardes, wapentakes, and other places to them assigned: or els by their sayd writynges indented to certifie at thesayd place before the day of payment therof at thesayd receipt, as is aforesayd, reasonable causes for their excuses, why they may not make suche certificat of and for thesayd Reliefes, with fines, amerciamentes, penalties, and other forfaitures growyng or set by reason of the causes of their lettes, or of their none certifiyng, as is abouesayd, or els in default therof, proces to be made out of the kynges Exchequier against thesayd Commissioners

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and euery of theim, not makyng certificat, as it is aforesayd, by the discrecion of the Theasauror and Barons of thesayd Exchequier.

Prouided alwaies that if any person or persones chargeable to this Relief of payment for his goodes, shall happen at any tyme duryng the sayd thre yeres to be set or presented in two or mo places then one, and thesame beyng certified into the kynges court of Exchequier, that than the partie or parties so set or presēted & certified takyng a corporal othe before the Barons of the kynges Exchequer, or before any two of them, or before any person or persones beyng aucthorised by commission to be directed frō thesayd Barons or any of them, whiche commission or commissions thesayd Barons or ii. of them shalbe aucthorised and haue full power & aucthoritie to make by this act, that he or they is or be thesame selfe person or persones so set, and that he or they is or be, set or presēted in two or mo places then one. And that he or they haue then been by the space of one yere next before the takyng of thesame othe more conuersaunt and dwellyng in any one of thesame places where he or they shall so happen to be set or presented then in the other: that then the partie or parties so set or presented in two or mo places then one, and so takyng his othe without any other plee or writyng, shalbe clerely discharged against the kyng, his heires and successors of euery of thesayd assesementes and presentmentes, sauyng onely of the assesement and presentment in the place where he or they was or were moste conuersaunt & dwellyng as is aforesayd.

And it is also enacted by the aucthoritie aforesayd, that the Barons of the kynges Exchequier or two of theim for the tyme beyng, shall not onely haue ful power & aucthoritie to receiue and take the othe of suche partie or parties as shalbe so set or presēted in any mo places then one, but shall also vpon thesame othe or othes so taken, discharge the partie & parties of all suche summes of money as he or they should be in any wise charged with, sauyng onely of suche summes of money as thesame partie or parties were so sessed at suche place and places where he or they were moste conuersaunt and dwellyng as is aforesayd.

AND to the intent the kynges Maiestie may be truely and iustly answered of thesayd Relief of ye polle of shepe before by vs graūted to his highnes: be it ordained and enacted by the aucthoritie aforesayd, that yerely duryng thesayd iii. yeres before the first day of May, there shalbe a cōmission with x. cedules cōtainyng in them the tenor of this act to be annexed to suche Commission directed vnder the kynges great seale of England into euery coūtie, shyre, ridyng, citie, borough, toune corporat and the Isle of Wight, and into all and euery other place within this realme and other the kynges dominions that is or shalbe chargeable to the payment of thesayd Relief of the polle of shepe to suche persones as thesame yere before were Commissioners for the assesement and taxacion of the value of euery persones goodes and substaunce, in thesame shire

or

or other place, or to as many of them as shalbe then liuyng, and to suche other persones as thesayd lorde Chauncelor and other with him before named shall name and appoinct: By the whiche commission the Commissioners shall haue full power and aucthoritie to enquire by the othes of the Parson, Vicar or curate, and iiii. or as many honest persones of euery parishe, village, and Hamlet within the limittes of their cōmission, wherof the Constable, Tythingmā or Borsolder shalbe one, if any Constable, Tythyngman or Borsolder be dwellyng in thesame parishe, village or hamlet, & by the othes of as many other honest and discrete persones as they shall thinke conuenient, or otherwise by suche meanes and pollicies as they shall thynke best, wherby the trueth may appeare of the nomber and natures of all and singuler shepe beyng within the limittes of their commission, whose they be, in what Toune or Parishe the owner dwelleth, and of what state or degre he is, and whether for the most part of the yere they be kept in seuerall pastures, or seueral Marshes, or in commons, or groundes commonly vsed to be tylled: the tenor of whiche othe hereafter foloweth.

¶ Ye shall diligently enquire & iustly and truely present and certifie vs the Kynges Commissioners what nomber of Ewes, Wethers and other shere shepe be within the limittes of your charge, whose they be, in what toune or parishe the owner dwelleth, of what condicion and degre he is, and whether for the moste part of the yere they be kept in seuerall pastures or seueral Marshes, or in commons or groūdes comonly vsed to be tylled, as ye trust to be saued by the merites of Christes passion.

And it is also ordained and enacted by the aucthoritie aforesayd, that yerely duryng thesayd thre yeres, on the Tuesday after the feast of the Natiuitie of sainct Jhon Baptist, there shalbe a generall suruay made, of all and singuler shepe, in euery parish, village and other place within this realme, the Isle of Wight and other the kynges dominions chargeable to the payment of this relief of shepe, by suche persones as shalbe appointed and sworne to do thesame in maner and fourme before rehersed. And that vpon suche suruay, euery shepe shalbe taken for a shere shepe that is at that tyme of suruay of the age of one yere or more, albeit thesame shepe be not at that tyme shorne.

And it is further ordayned and enacted by the aucthoritie aforesayd, that if any person to the intent to defraude the execucion of this statute shall remoue thesayd day of suruay his sheepe before the suruay taken from the vsual place where thei were comonly kept for the moste part of the yere, or els shall cause them or any part of them to be conueyed to any other place whereby they shall not be suruayed, or whereby the kyng shall lose any part of the Relief to him geuen by this statute, that euery person so offendyng shal forfaite and lose to the kynges Maiestie, treble so muche as he ought to pay by vertue of this statute.

And it is also ordayned and enacted by thaucthoritie aforesayd, that

if any perſon ſommoned to appeare before theſayd Commiſſioners, do make default hauyng no reaſonable excuſe: or appearyng, ſhall refuſe to take theſayd othe, or takyng theſayd othe ſhal not diligently attende and endeuour the execution therof, or ſhall not appeare and make preſentment before theſayd Commiſſioners at ſuche tyme and place as he ſhalbe appointed, that euery perſon ſo offendyng for euery ſuche default ſhal forfait and loſe to the kynges maieſtie. xl.s.

And it is alſo ordained and enacted by the aucthoritie aforeſayd, that yerely duryng theſayd thre yeres within one moneth next after the ſurueay of ſheepe, and the preſentmentes made by the viewers of the ſheepe in maner and fourme as is before declared, the Commiſſioners in euery ſhire or other place ſhall all or the moſte part aſſemble theim ſelues together and conferre the preſentmētes made before thē of the ſhepe, with the preſentmētes before made of the value of the goodes and ſubſtaūce of all perſones within the limittes of their Commiſſion. And that vpon ſuche collacions of the preſentmentes if it ſhall appeare vnto them that any perſon is chargeable by vertue of this acte to paye for the polle of his ſhepe whiche before was not charged for his goodes. Or that if any perſon within the limittes of their cōmiſſion be chargeable to paye more after the rate of the polle of his ſhepe preſēted before them, then he was before for the value of his ſubſtaunce of his goodes, theſayd Cōmiſſioners or the more part of them as they ſhalbe deuided, ſhall within one moneth next after ſuche aſſemble by their writynges indented to be ſigned and ſealed by them, make furth extreates of all & ſynguler ſummes of money that any perſon ought to pay for the rate of the polle of his ſhepe not beyng before charged with his goodes, or for the ouerplus that any perſon ought to paye for that the rate of the polle of his ſheepe doeth ſurmoūt the payment before made of the value of his goodes, and theſame writynges ſhal not only deliuer vnto ſufficient and ſubſtantial inhabitantes, Conſtables, Subconſtables and other officers & perſones ioyntly of Hundredes, Townes, Pariſhes, and other places within the limittes where the owners dwell or haue their moſte viuall abidyng to be leuied, gathered, and receiued of the owner of ſuche ſhepe or his executours or adminiſtratours, but alſo ſhall in like maner deliuer the like writyng to the high Collectour of theſame limit, to charge him with the receipt thereof of the Subcollectour or Subcollectours, and the payment thereof at the kynges receipt. And that theſayd Subcollectours, and Commiſſioners, ſhal not onely haue for their labours vi.d. of euery pounde, commyng, growyng and to bee payed to the kynges Maieſtie for the Relief of the polle of the ſheepe by vertue of this acte, but alſo that they and euery of them ſhall haue the like power and aucthoritie to gather and leuy theſame, and all fynes and forfattures commyng and growyng for the execution and gatheryng of this Relief of the polle of ſhepe by ſuche like wayes and meanes as before in this acte be limitted

and

and appointed for the leuyng & gatheryng of the Relief of goodes. And that the sayd Cõmissioners, Collectours and all and euery other person and persones shall behaue, order, and vse themselues in all and euery thyng concernyng the execucion of this part of the statute touchyng the leuying and gatheryng of the Relief of the polle of sheepe, as before in this acte is limitted and appointed for to do touchyng the Relief of the goodes vpon like paynes, penalties and forfaitures as be before declared in this acte.

Prouided alwayes and be it ordayned and enacted by the aucthoritie aforesayd that all and synguler summes of money due to the kynges Maiestie of this Relief of the polle of sheepe, shalbe gathered by the Subcollectour or high Collector of the limittes where the owner dwelleth and in none other place.

And it is further ordained and enacted by the aucthoritie aforesayd, that the sayd Commissioners for the surueay of the nomber and value of the sheepe shal yerely duryng the sayd thre yeres make returne and certificat vnto the kynges Exchequer before the x. day of October aswel of the counterpane of all and euery extreates deliuered by them to the high Collectours, as also of all & singuler presentmentes made before them, and of all and singuler their proceedynges cõcernyng the sayd cõmission, And that in the ende of all and euery their certificats they shall make special remembraunces and declaracions of all and synguler persones not dwellyng within the limittes of their Commission, that haue sheepe within the limittes of the same commission, where suche persones dwell, and of what state and degree they be, what nomber, and what kynde of sheepe they be, and in what groundes for the most part of the yere they be kept. And that vpon suche returne and certificat of the commissions to be made by the Commissioners for the surueay of sheepe beyng conferred with the bokes of the taracion and value of the substaunce of euery person, if it shall appeare that the kynges Maiestie ought to haue more by any meanes towarde the sayd Relief then before was payed or payable, that then vpon an extreate therof to be made out of the sayd court of the Exchequer to the high Collertour of the place where the partie that ought to pay more dwelleth, the same Collectour shalbe therewith charged, and shall gather and leuie the same in like maner and fourme as he ought to do the rest of his collections.

AND to thintent the kynges Maiestie may be iustly answered for the Relief by vs before graunted of the price and value of all clothes, be it ordayned and enacted, that the Commissioners to be appointed for the taracion of the Relief of the substaunce of euery person, shall haue full power and aucthoritie by vertue of this acte, and of their commission, as they shalbe prouided, to name, constitute, and appoint in euery Citie, Borough, Towne, Hundred and parishe, within the limittes of their de-

cisions by their discrecions, suche and so many honest, substancial, and discrete menne, to be praisers of thesayd clothes, chargeable to the payment of this Relief of clothes, as they shal thinke conuenient & necessary; and them from tyme to tyme to alter and put newe in their places as they shall haue occasion. And that thesayd praisers before they take vpon them the appraisement of suche clothes, shalbe sworne in maner and forme folowyng.

Ye shal faythfully and truely esteme and set the iust price and value of all suche clothes as shalbe brought vnto you to be viewed and praysed, as ye shall in your consciences thinke thesame worth to be solde when they shalbe wrought, and thesame shall not suffre to be deliuered out of your custody, till ye haue made of the colour, kynd and price therof an entry both in the boke of the Clothier and also of the Aulnageour or his deputie, and set to your handes or markes declaryng who was the owner of the clothe, and the kynd and price thereof, so helpe you God and by this booke.

And it is also ordayned and enacted by the aucthoritie aforesayd, that all kynde of clothes whiche from and after the feast of the Natiuitie of saint Jhon Baptiest next commyng, duryng the space of thre yeres then folowyng, shalbe made within this realme, or Wales, to be vttered and put to sale, shalbe sealed with the kynges Seale, remainyng in the custody of the Aulnageour, or his deputie or deputies, and praysed by two of thesayd praysers at the least, and entred into the bookes hereafter in this act mencioned, vpon payne of forfaiture of thesame clothe, the one halfe to the kynges Maiestie, the other to the partie that shall seare thesame.

And it is also enacted by the aucthoritie aforesayd, that there shalbe ii. bokes yerely made, of the appraisyng of all and euery kynde of clothe to be made duryng thesayd iii. yeres, the one of whiche bokes to remaine with the Aulnageour or his deputie, wherein shalbe written the colour, kynde and price of all and synguler clothes viewed and appraysed that yere, acordyng to the tenor of this statute, vnto whiche boke, the owner of euery clothe or some other person for him, and the praisors shal set to their handes or markes when the clothe is sealed: And the other booke shall remaine with the owner of thesayd clothe whereunto thesayd Aulnageour and praysours shal set their handes and markes. And that the owner of all and euery clothe chargeable to the payment of the Relief of clothes graunted by this acte, yerely within xx. dayes after the yere expired, shal deliuer his sayd booke so subscribed or marked with the handes of the Aulnageour or his deputie and praysours to the Commissioners for the taxacion and assesment of thesayd Relief within the limitte where suche Clothier dwelleth, or to one of them, vpon payne of forfaiture by thesame Clothier of treble so muche as he ought to pay to the

kyng

kyng by reason of the aforesayd Relief of his clothes so sealed.

And it is further ordained and enacted by the aucthoritie aforesayd, that euery Aulnageour shal yerely from & after thesayd feast of the Natiuitie of sainct Jhon Baptist next commyng, kepe a partite boke of the colour, kynd, and price of all and synguler clothes by him sealed, and the names of the owners therof in maner and fourme as is before declared, and thesame booke yerely shal make and deliuer to the Commissioners, for the taxacion of goodes within the limittes wher suche Clothe maker dwelleth, or to one of them, within xx. dayes next after the yere expired.

And it is further ordayned and enacted by the aucthoritie aforesayd, that if any Aulnageour or his deputie do not make and deliuer thesayd booke in maner and fourme before rehersed, or do wilfully conceale any clothe by him sealed, & do not enter it into thesayd booke, that for suche offence thesayd Aulnageour shall not onely forfaite his office, but also shal make fine at the kynges will.

And it is also ordained and enacted by thauthoritie aforesayd, that thesayd Commissioners of that limitte hauyng receiued thesayd bokes of the Aulnageour or his deputie or deputies, and the owner of the clothes, shal conferre the rates of the Relief of the clothes comprehended in thesayd booke, with the taxacion and payment of the owner of thesame clothes for his goodes. So that if it shall appeare thereby to them that the owner of any clothe is chargeable to pay for his clothes, whiche before was not chargeable for his goodes, or that suche owner ought to paye more after the rate of the Relief of his clothes containyng in the bookes deliuered to them, then he was before charged for the value of his substaunce of his goodes, thesayd Commissioners as they be deuided shal within one moneth next after thesayd bookes receiued, by their writyng indented to be signed and sealed by them, make furth extreates of all & singuler summes of money that any person ought to pay for his clothes, not beyng before charged with his goodes, & for the ouerplus that any suche person ought to pay for that the rate of the clothes doeth surmount the payment of the value of his goodes before made: and the same writyng shall deliuer to the high Collectour of thesame limitte, to charge him with the receipt hereof, of the maker of thesayd clothes: and the payment thereof at the kynges receipt. And that thesayd high Collectour shall haue the like power and aucthoritie to gather and leuy the same, by suche like wayes and meanes as before in this acte be limitted and appoincted to the Subcollectour for the leuyng and gatheryng of the Relief of goodes.

And it is further ordayned and enacted by thauethoritie aforesayd, that thesayd Commissioners shall yerely duryng thesayd thre yeres make returne and certificat in the kynges Exchequier before the tenth day of October, not onely of the counterpane of all and euery extreate

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deliuered by him to the high Collectour, but also of the booke receiued of the Vulnageour as is aforesayd, and the prayfours names, and of all and synguler their procedynges tōcernyng thesayd payment of the Relief of clothes.

And it is further ordayned and enacted by the auctoritie aforesayd, that euery of thesayd high Collectors whiche shal accompt for any part of thesayd Relief of clothes in the kynges Exchequier, vpon their seueral sayd accomptes to be yelden, shalbe allowed yerely duryng thesayd thre yeres, for euery pound limitted to his collection, whereof any suche Collectour shalbe charged and yelde accompte vi.ō. as parcell of their sayd charge, that is to say, ii.d. of euery pound therof for suche persones as be limitted to be prayfours, for their paynes and labours: and ii.d. of euery pound therof, euery of thesayd chiefe Collectours there accomptant, to receiue to their owne vse for their labours & charge in and aboute the premisses: and ii.d. of euery pounde residue to be deliuered, allowed and payed by thesayd Collectours, so beyng thereof allowed, to suche of the Commissioners as shall take vpō them the busynes and labour for & about the premisses, that is to say, euery Collectour to pay that Commissioner or Commissioners whiche had the orderyng and the writynges of and for thesayd Relief of clothes where thesayd Collector or Collectours had their collection, for expenses of thesayd Commissioners so takyng vpon them thesayd busynes and labour of their clarkes writyng thesayd preceptes and estretes for thesayd collections: thesame last ii.d. of euery pound to be deuided among thesayd Commissioners hauyng regard to the labour and busynes taken by them and their sayd clarkes in and aboute the premisses. For whiche parte so to thesayd Cōmissioners attainyng, thesayd Commissioners vi.d. viii.d. or as many of them as shalbe therto appointed by the kynges commission and euery of them ioyntly and seuerally for his or their sayd part may haue his remedy against thesayd Collectour or collectours whiche thereof been and might haue been allowed by accion of Debt, in whiche the defendant shall not wage his lawe, neither protection, Iniunction or other essoyne shalbe allowed.

Prouided alwayes, that this graunt of Relief nor any other thyng therin contayned, be in any wise extende to charge the inhabitauntes or dwellers within Ireland, Bulleyn and the countie of thesame, Calleys, Hammes, Guysnes and the Marches of thesame, Jerneseye and Garneseye or any of them, of for or tōcernyng any goodes whiche thesayd inhabitauntes or dwellers, or any other to their vse haue within Irelande, Bulleyne, the countie of thesame, Calleys, Hammes, Guysnes, or other marches of thesame, Jerneseye, Garneseye, or in any of them.

Prouided also, that thesayd graunt of Relief do not in any maner of wise extend or be preiudicial or hurtfull to the inhabitauntes or resiantes at

at this present tyme within the fiue Portes corporate, or to any of their membres incorporate or vnited to thesame fiue Portes, or to any of the same fiue Portes, of or for any part or parcel of thesayd summes graunted in this present Parliament of thesayd inhabitantes now resiauntes or any of them to be taxed, set, asked, leuied or payed, but that thesayd inhabitantes and now resiauntes in thesayd Portes & their membres and euery of them, be and shalbe of and from thesayd graunt and payment of thesayd Relief of their goodes and cattalles duryng their resiauncie there and no lenger acquited and discharged, any matter or whatsoeuer thing in this present act made or had to the contrary notwithstandyng.

Prouided also that this present act of Relief, ne any other thing therin contained extend to any of the Englishe inhabitaũtes or resiauntes in any of the counties of Northũberland, Cũberland, Westmerland, the toune of Barwyke, the toune of Newcastle vpon Tyne and the bishoprike of Durham, nor to any of them, of for or cõcernyng any goodes clothes or shepe, whiche thesame inhabitaũtes or dwellers or any other to their vse, haue within thesayd counties of Northumberland, Cumberland, and Westmerland or the toune of Barwyke, the toune of Newcastle vpon Tyne, or the bishopricke of Durham or any of them, but that they and euery of them, shalbe of & from thesayd Relief, of and for their goodes, lyng and beyng in thesame counties, tounes & Bishopricke or any of them, vtterly acquited and discharged, any thyng in this present act before reherced to the contrary notwithstandyng.

Prouided also that this acte ne any thyng therin contained shall extende to the goodes of any College, Hall, or Ostle within the Vniuersities of Oxforde and Cambrydge or any of theim, or to the goodes of the College of Wynton, founded by bishop Wykham, or to the goodes of the College of Eton next Wyndesore, or to the goodes of any reader or scholer within thesayd Vniuersities and Colleges or any of theim there remainyng for study, without fraude or couyn, any thyng in this act cõtained to the contrary in any wise notwithstandyng.

Prouided alwayes and be it enacted by thauctoritie aforesayd, that no spirituall person shalbe charged by this acte for any of his goodes or cattalles, other then of shepe, nor shalbe charged by this acte for any suche his shepe whiche he hath, or at any tyme within thre yeres nexte folowyng shall haue or kepe for the only purpose to be spent or eaten in his house so as the nomber of thesame shepe so purposed to be spẽt and eaten yerely in his sayd house, do not excede the nombre of foure hundreth shepe for one yere, nor for any suche his shepe as do go & feede, or shal go or fede for the most part of euery yere of iii. yeres next commyng vpon his landes, tenementes or commons, whereof suche spirituall persones is or shalbe seazed in the right of his Churche or promocion spirituall, whiche landes, tenementes or commons be chargeable to the payment of the first fruites and tenthes.

And

And forasmuche as diuers and sundry the kynges Maiesties tenaũtes and other thinhabitauntes and dwellers within the coũties of Penbroke, Carmarthen, Cardigan, Glamorgã, Brecknock, Radnor, Mountgomory, Denbigh, Flynt, Marioneth, Anglesey, Carnaruon and of the countie Palentine of Chester, be at this present tyme charged & chargeable with the seuerall paymentes of diuers great summes of money (by the name of a Myse) due to his Maiestie, accordyng to the seueral customes of thesayd counties, for the payment whereof diuers and sundry the gentlemen and other the inhabitauntes of thesayd coũties be and stand bound to his highnes: The kyng our souereigne lorde is therefore pleased and contented that it be prouided, ordained & enacted by the auctoritie aforesayd, that this act or any thing therin cõtained, shal not extend to charge any of the kynges Maiesties tenaũtes & other thinhabitantes and dwellers within any of thesayd counties of Penbroke, Carmarthen Cardigan, Glamorgan, Brecknock, Radnor, Mõtgomory, Denbigh, Flynt, Marioneth, Anglesey, Carnaruon and the countie Palentine of Chester beyng charged or chargeable with thesayd Myse for or with any of the paymẽtes of thesayd relief graũted to the kynges Maiestie by this acte, vntill the seueral dayes and tymes appointed and agreed for the paymentes of thesayd Myses shalbe expired. And that the first payment of thesayd Relief of goodes shalbe made at the receipt of the kynges Exchequer before the first day of May then next folowyng after the day appointed for the later payment to be made of thesayd Myse, and so yerely before the first day of May at the receipt of thesayd Exchequer vntil the iii. seueral paymentes of thesayd Relief be fully made in suche and like maner, forme and order as is ordained and appointed by this acte for the kynges subiectes concernyng thesayd Relief of goodes to be made at the receipt of thesayd Exchequer, accordyng to the tenor of this present acte. And also that the first payment of Relief for Clothes and shepe in euery of thesayd seueral Counties shalbe made in thesayd Exchequer after thesayd myses, due to be paied, at suche and like dates and tymes yerely as is afore limitted by this act, this act or any thyng therin contained to the contrary in any wise notwithstandyng.

And furthermore, be it enacted by auctoritie aforesayd that the tenauntes and dwellers of euery of thesayd Counties in this prouiso remembred, shall seuerally before the feast of sainct Martyne the Byshop next ensuyng, certifie in the kynges sayd court of Exchequer vnder the seale of two Justices of Peace of euery of thesayd counties, wherof one to be of the Quorum, when and at what day the last payment of thesayd seueral Myses in euery of thesayd Counties shall ende and expire.

¶ The.xxxvii. Chapiter.

❧ The kynges maieſties free and moſte generall Pardon.

THe kynges moſt roiall Maieſtie, right wel perceiuyng his louing ſubiectes by many & ſundry waies and meanes, to haue borne & ſuſtained the great aduentures, charges, and buſineſſes of warres. and defences of this hys Realme, aſwell in the tyme of hys moſt deare father kyng Henry the eight, as in his time and reigne, entēding of his clemencie and pitie to gratifie his ſaied ſubiectes with his graces free and liberal pardon, accordyng to his kyngly power, truſtyng aſſuredly that his ſaied ſubiectes wyll continue his louyng and aſſured obedient ſubiectes, and hereafter in ſuche ſort obeie his highnes, lawes and ſtatutes, as to them and euery of them of right appertaineth: is fully and reſolutely contented and pleaſed, that it be enacted by aucthoritie of this preſent Parliament, in maner and fourme folowing, that is to ſaye: that all and euery of his ſaied ſubiectes, aſwell ſpiritual as temporal of this his Realme of England, Wales, the Iles of Jerneſey and Gerneſey, Barwicke, Calleis, Guyſnes, Hammes, Bulloigne and Bullonois: and the Marches of theſame, the heires, ſucceſſors, executors, & adminiſtrators of them and euery of them, and all and ſinguler bodies in any maner of wyſe corporate, Cities, Boroughes, ſhires, Ridinges, Hundredes, lathes rapes, wapentakes, tounes, villages, and tithinges, and euery of them, and the ſucceſſor and ſucceſſors of them, ſhalbe by thaucthoritie of this preſent Parliament acquited, pardoned, releaſed & diſcharged againſt the kynges highnes, hys heires, ſucceſſours and executours, and euery of them of all maner of treaſons, hereſies, felonies, robberies, offences, contemptes, treſpaſſes, wronges, deceiptes, miſdemenors, forfaitures, penalties, and profites, ſommes of money, paynes of death, paynes corporall, and pecuniary, and all other thynges, cauſes, quarelles, ſuytes, iudgementes and executions, whiche may be, or can be by hys highnes in any wyſe, or by any meanes pardoned before, and vnto the. xviii. daye of Marche, in the yere of our Lord God. M.ccccc.xlviii. other then ſuch as hereafter in thys acte bee excepted or forepriſed, in ſuche maner and fourme, and vnto ſuche tymes as they be excepted or forepryſed in thys acte, and other then ſuche as the clauſes of proviſo hereafter mencioned doth extende vnto.

AND alſo the kinges highnes is further contented and pleaſed, that it be enacted by the aucthoritie of thys preſent Parliament, that thys hys ſayed generall and free pardon, ſhalbe as good and effectual in the law, to euery of hys ſayed ſubiectes, bodyes corporate, and other before reherſed, and to euery of them, by the ſayed generall wordes before re-

herſed in all thinges, whych be not hereafter in this preſent act excepted or forepryſed, as theſame pardon ſhould haue been, yf all offences, contemptes, forfaitures, cauſes, matters, ſuytes, querelles, iudgementes, executions, penalties, and all other thynges not hereafter excepted, nor contayned in any clauſe of prouiſo hereafter mencioned, had ben particulerly, ſyngulerly, ſpecially, and plainly, named, reherſed and ſpecifyed and alſo Pardoned by proper and expreſſe wordes and names in theyr kyndes, natures and qualities, by wordes and termes thereunto requiſite to haue be put in and expreſſed in this acte of free Pardon.

AND that hys ſaied ſubiectes, nor any of them nor their executors nor adminiſtratours of any of them, nor any of theſaied bodyes corporate, nor any other perſons, bodies politique or corporate before named or any of them, be, nor ſhalbe ſued, vexed or inquieted in their bodyes goodes, landes, or cattalles, for any maner matter, cauſe, contempt, miſdemeanor, forfaiture, treſpaſſe, offence, or any other thyng ſuffred, done or committed againſt hys highnes, croune, dignitie prerogatiue, law, or ſtatutes, but onely for ſuche matters, cauſes and offences as be reherſed in the exceptions and clauſes of prouiſo, in thys preſent Acte hereafter meneponed, in ſuche maner and fourme, as in theſame exceptions and clauſes of prouiſo be mencioned and for none other, any ſtatute or ſtatutes, lawes, cuſtomes, vſes or preſidentes heretofore had, made, or vſed to the contrary in any wyſe notwythſtandyng.

AND alſo the kynges highnes of hys bounteous liberalitie by the auctheritie of this preſent Parliament graunteth & freely geueth to euery of hys ſayed Subiectes and euery of theſayed bodyes corporate, and other before reherſed, and to euery of them, al ſuche landes, tenementes, and hereditamentes, goodes, cattals, debtes, fines, iſſues, profites, annuitiamentes, forfaitures, and ſummes of money by any of them forfaited, whyche to hys highnes doth or ſhould belonge or appertaine, by reaſon of any offence, contempt, trepaſſe, miſdemeanour, matter, cauſe, or quarrell, ſuffered, done, or committed by them or any of them, whyche bee not hereafter forepriſed or excepted in this preſent acte.

AND that all and euery the kinges ſaied ſubiectes, and all and ſynguler bodies corporate, and other before reherſed, may by him or themſelfes, or by his or their deputie, or deputies, or by hys or their attorney or attornais, according to the lawes of this realme, plead, & miniſter this preſent act of free pardō for his or their diſcharge, of and for euery thing that is by vertue of thys preſent acte pardoned, diſcharged, geuen, or graūted without any fee or other thing in anywyſe paying to any perſon or perſones for writyng or entry of the iudgement, or other cauſe concernyng ſuche plee, writyng or entrey, but onely .xii.d. to be payed to the officer or clerke that ſhall entre the plea, matter, or iudgement, for the diſcharge of any of the partie ſo pleadyng theſame, any ſtatute or vſe to the contrarie in any wyſe notwythſtandyng.

And

AND furthermore the kynges hyghnes is pleased and contented that it be enacted by aucthoritie of this present parliament, that hys saied free pardon by the generall wordes before rehersed shalbee reputed, demed, and iudged, allowed and taken in all maner of Courtes and els where, aswell in the woordes and clauses of excepcions and forepryses specified in thys present acte, as in all and singuler other clauses, woordes and sentences mencioned and rehersed in this his saied free pardon, moste beneficially and auailably to all and synguler hys sayed subiectes, bodies corporate and other before rehersed, and to euery of them in all thynges ambiguous or doubtfull, and moste strongly in Barr and discharge against his hyghnes, his heires, successours, and executors, in euery thyng, without any obstacle, chalenge or other delay, whatsoeuer it shalbe to be made, pleaded, obiected or alledged by the king our soueraigne Lorde hys heires, successours, or executours, or by hys or any of their generall attorney or attorneis or by any persone or persones for hys hyghnes or any of hys heires, successors or executors.

AND furthermore it is enacted by the king our soueraigne Lorde, by aucthoritie of this present Parliament, that if any officer or clerke of any his highnes courtes commonly called the kynges Benche, Chauncery, and common place, of hys Eexchequier, or of any other offycer or clerke of any other court wythin this Realme or in Wales, or other hys hyghnes dominions aboue mencioned, at any tyme after the tenth day of Maie next commyng, whyche shalbe in the yere of our Lorde God a M cccc.xlix. make out or wryte out, any maner wryttes or other processe, or any extractes, sommons, or other preceptes whereby any of the sayed subiectes or any of thesaied bodies corporate, or other before rehersed, or any of theim, shalbe in anywyse arrested, attached, distrayned, sommoned, or otherwyse vexed, inquieted, or greued in hys or their bodies, landes, tenementes, goodes or cattals, or in any of them. for or because of any maner of thing pardoned or discharged by vertue of thys acte of free pardon, he so offendyng and thereof lawfully condempned, shall yelde and paie for the recompence therof to the partie so greued or offended, treble dāmages, to be accompted as parcell of the dammages and costes of the suite. And neuertheles, all and synguler suche wrytes, processe, extractes and preceptes, so to bee made for or vpon any maner thyng pardoned or discharged by this act of free pardon, shalbe vtterly voyde and of none effect.

Excepte alwaies and forprised out of thys generall and free pardon, all and all maner prepensed and voluntary murders and poisoninges: And except all felonious, takyng or stealyng of any goodes or cattals out of any Churche, Chappell or dwellyng house, and all and synguler robberies and robbery of any persone or persones in or nere any Hyghe waye committed, perpetrated or done.

AND also except and forprised out of this fre pardon, al and al ma-

ner of piracies and offences vpon the sea, had, done, committed or perpetrated, sythen the first daye of Januarie in the firste yere of the reigne of our soueraigne Lorde the kyng. And also all and all maner of punishementes, Impeticions, forfaytures, paynes of death, Judgementes, and executions, for the premisses before excepted and for euery of them.

AND except and foreprysed out of this free pardon, al and al maner of deceates and concelementes, of all and singuler Moniers, and other officers, ministers, and workemen of or in any of the mintes wythin any of the kynges Realmes or dominions, perpetrated, done, or committed, in or aboute the makyng coynyng or alteryng of any money curraunt within this Realme, or in anywise touching or concerning any accomptes, or bookes of any of the sayed offycers or ministers or any of them, and all maner of impeticions, punishmentes, forfaitures and peines for the same.

AND except and foreprysed out of this free pardon, all and singuler sommes and somme of money graunted to late king Henry the eight, by way or meane of subsidie, fiftene, beneuolence loane and contribuciō, or by any of the same wayes or meanes. And all deteyners, withholdynges and none paimentes, touchyng or concernyng the same, and also all and all maner of accōptes, and al accions, suites, and demaundes touchyng or conternyng any accomptes, and all arrerages of accompte, and all debtes, Impeticions, suytes, Demaundes and executions by occasyon or meanes of any accompt or for any accompt.

AND also except all tytles of Accions of *Quare impedit*, all rauyshmentes and wythholdyng of the kynges wardes, and the wythholdyng of any wardes, landes or tenementes, and the profites of the same landes and tenementes, and al and euery fyne or fynes for the single value or double value, of the mariage or mariages of any the kinges wardes, at any tyme, growen to the kyng our soueraigne Lorde, or to any of his noble progenitours.

AND also excepte all Homages and relieles, and all rentes seruices, rentes charges, rentes seck, and tenthes and tharrerages of euery of them,

AND also except and forprysed out of this free pardon al and singuler forfaitures, and all maner of penalties, sōmes of money and profytes whatsoeuer, growen or dew by reason of any offence of any act cōmitted or done, contrary to any Statute or statutes, or contrarie to the common lawe extendyng aboue the somme of ten poundes in money or value, whereof any seasure was made, or any informacion geuen in the kynges Exchequer or any sute there commenced and nowe dependyng before the .xii. day of Febuary in the yere of oure Lorde GOD M. cccc. xlviii. and not yet determined, or whereof the kyngis hyghnes or kyng Henry the eight, by Byll Sealed wyth any of their Seales, before the fourten daye of Marche in the yere of our Lorde GOD M.

M.cccc.xlviii. haue made any gyfte or assygnement, to any of the seruauntes of our soueraigne lorde the kyng, or kyng Henry the eyght, or to any other persone or persones.

AND except and forprised out of this free pardon, all and singuler forfaitures and sommes of money beyng dew to our soueraigne Lorde the kyng, or to kyng Henry the eyght, by any penall statute or statutes, whiche be conuerted into the nature of debtes by iudgement or by agrement of the offendour.

AND except and forepriſed out of this free pardon, all and all maner of debtes, dew, and to be dew to our soueraigne lord the king, or vnto the late noble kyng of famous memory kyng Henry the eight, and kyng Henry the seuenth, or to any of them (other then suche as are due to our soueraigne lorde the kyng) vpon any obligacion or recognisaūce forfetted for none apparaunce, or for not kepyng of the peace, or not beyng of good behauour.

AND also except al yssues, fines, and amerciamentes, afferid, tared, set, extracted, or entred seuerally, or particulerly, touchyng and concernyng any oue persone, or mo persons ioyntly, extending to the somme of twenty poundes or aboue. And that all and synguler other fines, aswell fines *Pro licencia concordandi*, as other fines for contemptes or offences, set, or tared, and also all yssues, and amerciamētes aswell reall as other which seuerally or particulerly extend not vpon or concernyng any one person or mo persones ioyntly, to the somme of twenty poundes, whether they be totted or not totted, taken to the charge of any shryfe or shryfes, or not taken to hys or their charge, extreated or not extreated, whether they be turned into debt or not turned into debt, and not being leuied nor receiued by any shryfe or shryfes, bailif, ministers, or other officers, shall be fully, clerely, and plainely pardoned, and discharged against the king our soueraigne lorde hys heires and successors for euer by thys present acte of free Pardon.

AND be it further enacted by the aucthoritie aforesaied, that in case it shalbe obiected to or against any Shryfe or shryfes, or other accomptaunte or accoumptauntes in the kynges courte of Exchequer or in any other hys courtes, that any shryfe or shryfes, or other officers accomptaunte haue receaued or taken any suche fynes, yssues or amerciamētes, by this present act pardoned & acquited, that then euery suche shryfe or shryfes or other accōptaūtes shalbe discharged, released, pardoned and acquited therof by his or their othe without any further trial in ỹ behalf

PROVIDED alwaies that thys present acte of free Pardon, nor any thing therin conteigned in anywyse extend to discharge, pardon, remit, or acquite any persone or persones, for any maner of yssues, fines, or amerciamentes of twenty pounde or vnder, whereof any Shryfes hath heretofore accompted before the barons of the kynges exchequer, or els where, and paied the same yssues, fynes, or amerciamentes, vpon hys or

their saied accompt, determined to the kynges vse and haue his or their *quietus est* for thesame.

PROVIDED also and be it enacted by thauctoritie of this present Parliament, that al and euery person and persons which haue tended to sewe liuery out of the kynges handes, or that ought to sewe any liuerie out of the kynges handes, or that ought to sewe any *Oster lemain*, of any Manours, landes, tenementes, or hereditamentes whatsoeuer they be, shall sue and be bounden to sue his and theyr liuerie, or liueries, and *Oster lemain*, of his and their manours, landes, tenementes, and hereditamentes, as thei ought or should haue done, yf thys free Pardon had neuer bene graunted, any article, clause, matter, or sentence, acte or actes, thing or thinges in this present acte of fre pardon, comprysed or specified to the contrarie in anywyse notwythstandyng.

AND except and forprysed out of thys free pardon, all and synguler persone and persones, beyng thesayed. xiiii. daye of Marche in the yere of our Lorde God a. M. cccc. xlviii. prysoner or prysoners in the Toure of London, or in the Flete, or which were in thesayed prysons, or any of theim at any tyme syns the fyrst daye of Februarie, in the yere of our Lord God. M. cccc. and. xlviii. are not discharged out of pryson the seyed, xiiii. daye of Marche: and also all and singuler person and persones at any tyme before the eight daie of Marche in thesayed yere of our Lord God. M. cccc. xlviii. put to death or in execution by vertue of any maner of iudgement against him or theim geuen.

AND except and forprysed out of this free pardon, all and al maner of Treasons done, committed or perpetrated be any person or persones in any of the parties of beyonde the Sea, or in Scotlande, by any person or persones now beyng beyong the sea, or in Scotlande (other then suche treasons or petit treason as hath been committed, perpetrated or done by any person beyng beyonde the sea, or in Scotlande, that before the feast of the Natiuitie of our lord God, that shalbe in the yere of our Lord God. M. cccc. xlix. shal come and make their returne and repaire into this realme of Englande). And except all impetitions, punishmentes, forfaitures, paines of deathe, executions and iudgementes, for thesayed Treasons.

AND furthermore the Kynges maiestie of hys especiall grace and clemencie, is pleased and contented, that it bee enacted and established by thauctoritie aforesaied, that all and synguler person and persones beyng borne within thys Realme of Englande, or in any of the kynges dominions, and now being beyond the sea, or in Scotland, which before the first day of Marche, in the yere of our lord God. M. cccc. xlviii, dyd flee out of thys Realme of Englande, or any of the kynges dominions for any high treason, petyt treason, misprision of treason, or for any felonie, murder or other crime or offence by hym or theim in any wyse committed, done or perpetrated, shal by vertue of this fre pardon be clerely

discharged

discharged, acquited and pardoned of all and all maner of Treasons, petit treasons, misprision of treasō, and other offences, and crimes whatsoeuer, done, committed, or perpetrated before thesaid first day of Marche, in thesayed yere of our Lord God. M.ccccc.xlviii. And of all maner of Impeticions, suites, penalties, forfaitours, and executions for the same: So that he or they do come, and make their retourne and repayer into thys Realme of Englande, on thissyde thesayed feaste of the Natiuitie of our Lorde God. M.ccccc xlix,

AND also our saied soueraigne lord the king, by vertue of this act and by thaucthoritie abouesaid, doth geue aucthoritie & licence to al and euery of thesaid person & persons, being beyond the sea or in Scotland, to returne and repaire into this realme of England & other his dominions before thesame feast of the natiuitie of our lorde god. M. ccccc. xlix.

PROVIDED alwayes, and be it enacted by the aucthoritie aforesaied, that it shalbe lefull to all and euery clerke and other officer of any of the kynges courtes wythout any forfaiture, losse or punyshment for thesame, to awarde and make writtes of *Capias Vtlagatum*, at the suite of the partie plaintife, against any person or persones, beyng outlawed, in any accion, to the intent to compel the person or persons so outlawed to make aunswere to the plaintife or plaintifes, at whose suite he or they were or was outlawed, and also that euery persone and persons nowe beyng outlawed, shalbe bounden to sue a wryte of *Scire facias*, against the partie or parties at whose suite he or thei were or was outlawed before such time as the persons or person so outlawed, shall take any aduauntage of this free pardon concernyng his or their outlary.

AND the kyng our soueraigne Lorde, is contented and pleased, to graunt by thaucthoritie aforesaied, that it shalbe lawfull to all and synguler Archebishops and bishops of this his realme of England & Wales to deliuer out of prison and set at libertie all and singuler those persons being in prison in their custody, or in the custody of any of them as clerke or clerkes conuict or attainted, which be pardoned by this act of free Pardon, wythout any further acte or suite to bee made for the allowaunce of this pardon or otherwise, any acte of Parliamēt, law, vsage, custome or other thyng to the contrary in any wise notwithstandyng.

PROVIDED alwayes, and bee it enacted by aucthoritie aforesayed, that thys present Acte of free Pardon or any thyng therein contayned, shall not in any vyse extend to discharge or pardon any offence, pain, or penaltie, done, committed, or forfayted by force of any Estatute heretofore made against the decaiyng of any house or houses of husbandry or conuertyng of any lande from tyllage into pasture, otherwyse or in any other maner, then to Pardon and discharge all yssues, profytes, paynes and penalties growen or due to the kynges maiestie or to hys late father of famous memory kyng Henry the eight, before the last day of Marche in the yere of our lord god. M.ccccc.xlix. or by reason of any

suche

ſuche offence or offences, whyche yſſues, profites, paynes and penalties are plainely and clearely before pardoned in and by thys preſent acte of free pardon, nor ſhall extende to geue or make any lycence or diſpenſacion to any perſone or perſones to hold or contynue theſame ſo decayed or conuerted contrary to the forme of any ſuche eſtatute or ſtatutes.

¶ The .xxxviii. Chapiter.

An act againſt the catyng of Bell Mettall out of the Realme.

WHere in the Parliament holden at Weſtminſter in the .xxviii. yere, of our late Souereigne Lorde of famous memorie kyng Henry the eyght, it was enacted, that no perſon nor perſones, ſhould carie or conuey by water, or otherwyſe, any braſſe, copper, lattyn, bell mettall, panne mettal, or gunne mettal, or ſhrofle mettall, whether it be cleane or mixed (tynne and lead onely excepted) into any part beyond the ſea, or into any outwarde realme or dominion, whatſoeuer it be, vpon payne of forfaiture of the double value thereof. And where alſo by theſaied eſtatute, it was lykewyſe enacted, that no perſone, or perſones, ſhould at any tyme ſhyp, or cartie any of theſayed mettalles, to cary or diſcharge theſame in any parte of thys Realme, onleſſe ſuche perſonne or perſonnes, before the ſhyppyng thereof, dyd declare and manifeſt vnto the cuſtomers of ſuche a porte, or creke, where theſame mettal, ſhould bee ſhypped, the true weyght of all ſuche mettall, as ſhould be ſhypped, and ſhould alſo make a ſufficient obligacion, in the lawe, in the whyche he ſhould be bounden, to theſayed cuſtomer, to the kynges vſe, in ſuche ſomme as ſhould amount to the double value of theſaied mettal, ſo declared and manifeſted, with condicion that theſame ſhould be diſcharged, at ſome porte, or Creke wythin thys Realme, and in no other place, vpon payne to forfaite theſame in maner and fourme aboue reherſed, as by theſayed acte amonges other thinges more plainely appeareth. FOR almuch as the paines and forfaitures, in theſayed eſtatute are not great ynough, and forasmuche alſo as diuers couetous and gredye perſones hauyng no reſpecte or obedience to the lawes, haue craftely and by all ſynyſter meanes practiced to defraude theſayed Eſtatute, ſome by bribyng and rewardyng the ſerchers, maiſters, purſſers, or other officers of ſhyppes, ſome by ſecrete conueiyng thereof in ſmall crekes, in ſuger cheſtes, hoggeſheddes or otherwyſe: Be it therefore ordeined and enacted, that frō x after the feaſtes of Eaſter next commyng, no perſon or perſones ſhal carry, or conuey, or ſhyppe, to the entent to cary or conuey any Braſſe, Copper, Latton, Bell mettall, panne mettall, Gonne mettall, or ſhrofle metall, whether it bee cleare or myxed (Tynne and Lead onely excepted) into any part beyond the Sea, or into any outward Realme or Dominion, whatſoeuer it bee,

vpon

vpon paine to forfait the double value therof, and ten poundes for euery thousande wayght of thesame mettall so carried and conueyed or shypped to the intent to be caryed, or conueyed, the tryal whereof shalbe in lyke maner and forme as in thesayed former act is expressed.

AND be it further enacted, that no persone or persones, after the sayed feast, shall shyphe or carye any of thesayed mettals prohibited by this statute to carry, or discharge thesame in any parte of thys Realme, onlesse suche persone or persones before the shyppyng therof, do declare and manifest to the customer of suche porte or Creeke, where thesame mettall shalbe shypped, the true weyght of all suche metall as shalbee shypped, and shall also before the shippyng therof, make a sufficient obligacion in the law, in whych he shalbe bounden to thesayed customer to the kynges vse in suche some as shall amounte to the double value and ten pound for euery thousand weight so declared and manifested, wyth condicion as in thesayed estatute is appoynted and enacted, and shall make certificat of the discharge therof in lyke maner as in thesaied estatute, is further ordeined and enacted.

AND be it further enacted, that if any customer, controller, or his or their deputie, or deputies, by coupn or by any other vndew meane wyll suffer any persone, after that the mettall is shypped or caryed contrarie to the meaning of thys acte to make obligacion or obligacions, without dates for the discharge & certificat of their metal. as is aforesayed, that then suche customer, so sufferyng or receiuing suche obligacion, or obligaciõs shal lose his office, & the value of the metal so shipped or caryed.

AND be it further enacted, that if any maister, owner, purser, or boteswaine of any shyppe, do wyllinglie permitte or suffre any of the mettalles abouesaied to be shypped, contrarie to the tenour of thys acte, or els perceyuyng any suche mettall to be shypped, do not disclose thesame within three daies, after knowlege had, to the customer or controller of thesame porte, or hys or theyr deputie or Deputtes, where thesame is shypped: That then euery suche owner, maister, purser, or boteswaine, so wyllinglie putting thesame mettal to be shipped or concealing thesame, when he perceaueth it to be shypped, shall forfaite the double value of thesame mettall so shypped or caryed. And yf any customer or serchet do wyllingly suffer any of the metals aforesayed to be shypped contrary to the meanyng of thys Acte, or els hauyng knowlege, that it is secretly shipped or carried, do not seaze thesame to the kinges vse, then euery customer or searcher so offendyng shall lose hys office, and the value of the mettall so shypped or caryed.

AND be it further enacted, that no persõ nor persõs shal after thesaid feast, lade, ship, or cary into any part beiond the sea, any of the mettalles aforesaid, but only out of such port or creke wher the customer or his deputie is resident & dwellyng, vpon paine of forfaiture of thesaied mettal and ten poundes for euery thousand weyght, so shypped or caryed: the

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moytie of all whyche forfaitures shalbe to our Soueraigne Lorde the kyng, and the other moytie to hym or them that wyll sue for the same by byll, plaint, informacion, accion of dette, or otherwyse, in any of the kynges courtes, in whiche no essoyne, or protection, or waget of law shalbe admitted or allowed.

AND be it further enacted, that the said Estatute made in the sayed xxviii. yere of the reigne of the said late king Henry the eight, and euery article and prouision, beyng not altered by thys Estatute, shalbe good and effectuall.

The .xxix. Chapter.

An acte for the pauyng of Calice.

FOr asmuche as the stretes, lanes, and wayes, wythin the kynges maiesties toune of Calice, be very foule, ruinous, and noisome, and ful of pyttes, and slowes, very daungerous, and perillous, aswell for the kynges subiectes through and by them passyng and repairyng, aswell on horsebacke, as one foote, as also wyth cariage, for lacke of good pauing: for the good amendement and reformacio wherof, it may therfore please the kynges highnes wyth the assent of his Lordes spirituall and temporall, and of his commons in this hys high courte of Parliament assembled, and by the aucthoritie of the same, that it maye be ordeyned establysshed, and enacted, that all and euery person, bodyes politique, and corporate, whych now haue or at any tyme hereafter shall haue, any landes, tenementes, or other hereditamentes, in fee simple, fee tayle, for terme of lyfe or for terme of yeres, or by reason of the wardeshyp of any heire duryng the nonage of the same heire or otherwise, lyeng or beyng within the said toune of Calice, shall on thissyde the feast of saint Michell the Archaungel, whiche shalbe in the yere of our Lorde God a. M. fyue hundreth fyftie and one, well & sufficiently paue or cause to be paued wyth pauyng stone all the stretes, lanes, and waies, & causeis wyth in the sayed toune of Calice wyth the channell runnyng in the myddell: Euery man such part and quantitie of the same stretes, lanes, and waies and causeis vnto the myddes of the same stretes, lanes, waies, and causeis, and euery of them in length, as his or their landes, or tenementes, do lye or extende: Except the foure hyghe stretes within the sayed toune of Calice, whyche the Maior, and the Aldermen of the same toune haue vsed to paue and of ryght ought so to do. And also be it enacted, by the auctoritie aforesayed, that all and euery suche persones, hauyng or whyche hereafter shal haue landes, or tenementes, in fee simple, fee taile, for terme of life, or otherwise as is aforesaied, lyyng, being, or adioynyng, to and next eyther syde of the same stretes, lanes, waies, or causeis, or any

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of them, theire heires, assignes, or successours, after and from the feast of saunct Michel the Archaungell, whyche shalbe in the yere of our Lorde God a thousand fyue hundreth fyftie and one, shall yerely mayntayne and repaire, thesame pauementes, and euery of them ouer agaynst hys or their sayed landes and tenementes, well and sufficiently from tyme, to tyme, whan and as often as nede shall require, at all tymes hereafter wyth pauyng stone, vpon payne to forfayte, for euery yearde square not sufficiently paued viii. pence to the Kynges maiesties vse, as often as any suche default of any persone, shalbe presented by the wirdicte of xii. men, or by thre sufficient wytnesses, before the Maior and Aldermen, of thesayed toune of Calice, for the tyme beyng. And that thesayed Maior and Aldermen, of thesame toune of Calice shall haue full power and aucthoritie to leuie thesame to the Kinges vse, by distres or plaint, in suche manour and fourme, as they haue hetetofore vsed, and accustomed to leuie fynes or amerciamentes, wythin thesayed toune of Calice and thesame to be payed in the Kinges Exchequer there. And yf the sayed Maior and Aldermen, for the tyme beyng, be at any tyme or tymes negligent or remysse, in executyng of the premisses vnto them appointed by thys acte, and namely after two, or thre monicions, to them geben by the Lorde deputie, treasourer, and Conptroller, of thesame toune, for the tyme beyng, or two of them, that then thesayd Lord deputie, treasourer and conptroller, or two of them shall from tyme to tyme, by vertue of this act, haue full power and aucthoritie, to correct, and reforme thesaied Maiors, and Aldermen, so founde in default, by resonable fyne, or amerciament, to be leuied vpon them, by waye of distres or otherwyse by the forsayed Treasaurer, and Comptroller to the Kynges vse and behoulfe, for euery suche default, thesame fyne, or amerciament to be aunswered within the Kynges Exchequer there.

PROVIDED alwayes and be it enacted, that yf the Lessees or occupiers of thesame Landes or Tenementes, so to bee paued wythin thesayed toune, do sufficiently paue, or repare thesame, before their mãsions, or dwellinge places, thefforesayed stretes, lanes, waies, or causes. That they and euery of them shall defaulke, abate and retryne in hys or theyr owne handes, asmuche of the Rentes due to the Lessours as they can deuly, proue to haue expended on the same Pauyng. And the Lessor, forsomuche as that some dothe amounte vnto, to haue no Accion nor reentre for the none payment of thesame, excepte it bee otherwyse agreed betwene them. And where also wythin thesayed toune of Calice, there are dyuerse houses and Tenementes couered and thacked wyth Rede, and strawe, to the greate perell, and daungier of fyer, wythin thesame Toune (whyche God defende). For the spedie remedy and good reformacion whereof: be it also enacted by the aucthoritie of thys presente Parliament assembled, that from henceforth no persone nor persones, whatsoeuer they be, shall couer, or thacke, any maner hou-

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les, or buildinges within the said toune with rede or straw, but only with tyle, or slate. And that all houses and buildinges which are alredy couered with rede or strawe within the saied toune shalbe on thilliide the feast of sainct Mychell the Archaungel whiche shalbe in the yere of our Lord God a thousand fiue hundreth fyftie and two, wholy and fullie couered with tyle or slate, at and by the proper costes and charges, of the takers of the profites of the same houses, and buyldynges, for the tyme beyng. And whatsouer owner or owners of the sayed houses or Tenementes, wythin the same toune on thys syde the sayed feast of sainct Mychell the Archaungell, whiche shalbe in the sayed yere of our Lorde God a thousand fiue hundreth fyftie and two, do not take and plucke doune, the same strawe, and rede, from the sayed buyldynges and houses, and couer them agayne newely wyth tyle, or slate, within the same tyme: That then euery such owner, or owners, for not doyng therof, in fourme aboue said shall forfaite to the kyng our soueraigne Lord, for euery mansion, house, not so done ten pounde: The same forfaiture to bee leuyed by the saied Threasourer, and Comptroller, for the tyme beyng, to the kynges vse, and to be paied into the kynges Exchequier there.

Excusum Londini, in edibus Richardi Graftoni
Regij Impressoris,
Mense Aprilis. M.D. xlix.
Cum priuilegio ad imprimendum solum.